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HARVARD
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B I L L S,

PUBLIC:

SEVEN VOLUMES.

— (3.) —

JUDICIAL PROCEEDINGS (RATING)

TO

LOCOMOTIVES ON COMMON ROADS.

Session

8 February — 14 August 1877.

VOL. ³ III.

1877.

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1877, Oct. 6.
Summer of and.

B I L L S :

1877.

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A

B I L L

TO

Make provision with respect to Judicial proceedings in A.D. 1877.
certain cases relating to Rating.

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows; (that is to say,)

5 1. No judge shall be incapable of acting in his judicial office in any proceeding, whether commenced before or after the passing of this Act, by reason of his being, as one of several ratepayers, or as one of any other class of persons, liable, in common with the others, to contribute to or to be benefited by any rate which may be
10 increased, diminished, or in any way affected by such proceeding.

Judges may act in certain cases relating to rates.

2. No act, matter, or thing which before the passing of this Act has been done, made, or executed by any judge prior to the passing of this Act, shall hereafter be quashed, or declared void because the same has been so made, done, or executed by any judge who may have been,
15 as one of several ratepayers, or as one of any other class of persons, liable, in common with the others, to contribute to or to be benefited by any rate which may have been increased, diminished, or in any way affected by such act, matter, or thing.

Certain acts done before the passing of this Act not to be invalidated.

3. In this Act, if not inconsistent with the context, the following
20 words and expressions have the meanings herein-after respectively assigned to them; that is to say,

Interpretation.

"Judge" means—

25 As to England, any Judge of Her Majesty's High Court of Justice, or Her Majesty's Court of Appeal, or of any of the Superior Courts of Law or Equity in England, as they existed before the constitution of Her Majesty's High Court of Justice; and

As to Ireland, any Judge of any of the Superior Courts of Law or Equity at Dublin; and

[Bill 77.]

A.D. 1877.
—

As to Scotland, any Judge of the High Court of Session ; and
As to the United Kingdom, any Lord of Appeal, or Peer of
Parliament, when sitting and voting in the House of
Lords, upon the hearing of [any matter brought before
that House by way of error, or appeal from any other 5
Court.

“ Rate ” means any rate, tax, duty, or assessment, whether public
general or local, and also any fund formed from the
proceeds of any such rate, tax, duty, or assessment, or appli-
cable to the same, or like purposes to which any such rate, 10
tax, duty, or assessment might be applied.

Judicial Proceedings (Rating).

A

B I L L

To make provision with respect to
Judicial Proceedings in certain cases
relating to Rating.

*(Prepared and brought in by
Mr. Attorney General and Mr. William Henry
Smith.)*

*Ordered, by The House of Commons, to be Printed,
12 February 1877.*

[Bill 77.]

Under 1 oz.

Justices Clerks Bill.

ARRANGEMENT OF CLAUSES.

Clause.

1. Short title.
 2. Payment of clerks of petty sessions, &c. by salary under 14 & 15 Vict. c. 55. s. 9. made compulsory.
 3. Provision as to clerks of petty sessions partly paid by salary under 14 & 15 Vict. c. 55. ss. 9, 10, or paid under a special Act.
 4. Appointment of one salaried clerk only in a petty sessional division.
 5. Qualification of salaried clerk of petty sessional division and justices of a borough.
 6. Power of local authority and Secretary of State as to table of fees and for adjustment of fees in proportion to salary of clerks.
 7. Construction of Act and repeal of part of 14 & 15 Vict. c. 55.
-

A

B I L L

TO

Amend the Law with respect to the Appointment, Payment, and Fees of Clerks of Justices of the Peace and Clerks of Special and Petty Sessions. A.D. 1877.

WHEREAS by section nine of the Act of the session of the fourteenth and fifteenth years of the reign of Her present Majesty, chapter fifty-five, intituled "An Act to amend the law relating to the expenses of prosecutions, and to make further provision for the apprehension and trial of offenders in certain cases," in (this Act referred to as "the principal Act,") it is provided that one of Her Majesty's Principal Secretaries of State (in this Act referred to as a Secretary of State,) upon the recommendation of the justices, council, or other governing body as therein mentioned, (in this Act referred to as "the local authority,") may, by order, direct that the clerks of special and petty sessions and the clerks of justices of the peace within the jurisdiction of such local authority, or any of such clerks, are to be paid by salaries in lieu of fees and other payments, and fix the amount of salary so to be paid :

And whereas by the same Act the Secretary of State is authorised, on the recommendation of the local authority as therein mentioned, to order that certain business specified in the recommendation should not be included in fixing the salary of any clerk, and that such clerk should be paid for that business (in this Act referred to as excepted business), by fees and not by salary :

And whereas it is expedient to provide that all the said clerks should be paid by salary in lieu of fees, and to provide for the qualification, appointment, and fees of the said clerks :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. This Act may be cited as the Justices Clerks Act, 1877.

Short title.

[Bill 5.]

A 2

A.D. 1877.

Payment of
clerks of
petty ses-
sions &c., by
salary under
14 & 15 Vict.
c. 55. s. 9.
made com-
pulsory.

2. Where at the passing of this Act an order under the principal Act is not in force for the payment by salary in lieu of fees of any clerk of special or petty sessions or clerk of justices of the peace within the jurisdiction of any local authority, that local authority shall, as soon as may be after the passing 5 of this Act, and in any case before the *first day of February one thousand eight hundred and seventy-eight*, make a recommendation to a Secretary of State in pursuance of the principal Act with respect to the payment of such clerk by salary in lieu of fees; and the Secretary of State shall make an order directing such pay- 10 ment; and if, in the case of any of the said clerks, such recommendation as enables a Secretary of State to make an order under the principal Act is not received by the Secretary of State before the said first day of February, the Secretary of State shall, in like manner (so nearly as circumstances admit) as if such recom- 15 mendation had been duly made, make an order under the principal Act, directing the payment of such clerk by salary in lieu of fees for all business (other than the business of giving copies of depositions if that business is excepted by the order) and fixing the amount of the salary. 20

Every such salary may, if it is thought fit, be made to vary according to the number of cases or amount of business.

Subject as aforesaid, every such salary shall be deemed to accrue from day to day and shall be paid quarterly or at such less intervals as may be from time to time fixed by the local authority. 25

Provision as
to clerks of
petty sessions
partly paid
by salary
under
14 & 15 Vict.
c. 55. ss. 9,
10., or paid
under a spe-
cial Act.

3. Where at the passing of this Act an order is in force under the principal Act for the payment of any clerk of special or petty sessions or clerk of justices of the peace by salary in lieu of fees, but an order has been made that such clerk should be paid for certain excepted business (other than that of giving copies of 30 depositions) by fees and not by salary, this Act shall, so far as is consistent with the tenour thereof, apply, as regards the fees for the excepted business, in like manner as it applies where an order is not in force for the payment of a clerk by salary in lieu of fees.

Where any such clerk as aforesaid is, in pursuance of any Act of 35 Parliament (other than the principal Act), paid by salary in lieu of fees, either for all business, or for all business other than that of giving copies of depositions, that clerk shall continue to be paid by salary in lieu of fees for all such business, and a recommendation need not be made with respect to such clerk in pursuance of 40 this Act.

Appoint-
ment of one
salaried

4. In each petty sessional division there shall after the *first day of February one thousand eight hundred and seventy-eight*, or any

later date at which an order for the payment of a clerk by salary in lieu of fees comes into operation in the division, be only one salaried clerk in the division to perform the duties of clerk of petty sessions, clerk of special sessions, or clerk of any justice or justices of the peace ;

A.D. 1877.
clerk only
in a petty
sessional
division.

Provided that—

- (1.) Where special and petty sessions are usually held at more than one place appointed for the purpose in a petty sessional division, there may, if it seem fit, be a separate salaried clerk appointed in respect of each such place ; and
- (2.) A Secretary of State, on the application of the local authority, may, if he thinks fit, authorise in any case the appointment of more than one salaried clerk.

The salaried clerk (in this Act referred to as a clerk of a petty sessional division) shall be appointed from time to time by the justices acting in and for the petty sessional division in which he is clerk assembled in special sessions, and shall hold his office during the pleasure of those justices.

Where there is a salaried clerk of a petty sessional division, any fees which may be received by a clerk of special sessions, clerk of petty sessions, or clerk of a justice of the peace in that division, shall not be received by such clerk for his own use, but shall be received paid and accounted for as directed by section eleven of the principal Act, or by any Act specially relating to such clerk.

Nothing in this section shall apply to, or to the fees of, either a clerk of a metropolitan police court, or a clerk of the justices of a borough, or a clerk to a stipendiary or other magistrate whose salary is regulated under any Act of Parliament other than the principal Act.

5. Every clerk appointed after the passing of this Act to be a salaried clerk of a petty sessional division, or to be clerk to the justices of a borough, shall either—

Qualification
of salaried
clerk of
petty ses-
sional divi-
sion and
justices of
a borough.

- (1.) Be a solicitor to the Supreme Court of Judicature ; or,
- (2.) Have served for not less than *seven years* as a clerk to a police or stipendiary magistrate, or to a metropolitan police court ; or,
- (3.) Have served for not less than *seven years* as, or as assistant to, either a clerk of a petty sessional division, or a clerk to the justices of a borough, or (in the case of service before the passing of this Act) a clerk of special or petty sessions, or a clerk of a justice or justices of the peace.

[5.]

A 3

A.D. 1877.
 Power of
 local autho-
 rity and
 Secretary of
 State as to
 table of fees
 and adjust-
 ment of fees
 in proportion
 to salary of
 clerks.

6. Whereas by section thirty of the Act of the session of the eleventh and twelfth years of the reign of Her present Majesty, chapter forty-three, intituled "An Act to facilitate the performance of the duties of justices of the peace out of sessions within England and Wales with respect to summary convictions and orders," provision is made for the making of tables of the fees to be paid to the clerks of special and petty sessions, and to the clerks of justices of the peace, and it is expedient to make such further provision as is herein-after mentioned concerning the same; be it therefore enacted as follows :— 10

The said section thirty is hereby repealed so far as relates to clerks of special and petty sessions and clerks of justices of the peace without prejudice to anything done in pursuance of that section.

Where it appears to a local authority that the aggregate amount received by the treasurer of that authority in respect of court fees unduly exceeds or unduly falls below, the aggregate amount paid by that authority by way of salary to the clerks of petty sessional divisions, or in the case of a borough to the clerk to the justices of the borough, or that otherwise it is expedient so to do, the local authority may make a table of the court fees which in their opinion should be taken, and shall cause such table, signed by the chairman mayor or other presiding officer of the local authority, to be laid before a Secretary of State, and a Secretary of State may, if he think fit, alter such table of fees and settle the same (having due regard to the relation of the aggregate amounts so received and paid as aforesaid), and certify that the fees in the table as settled by him are proper to be taken within the jurisdiction of the said local authority. 15 20 25

Where complaint is made to a Secretary of State that the aggregate amount received by the treasurer of a local authority in respect of court fees unduly exceeds or unduly falls below the aggregate amount paid by that authority by way of salary as aforesaid, he may, if he think fit, by order, require the local authority to make a return to him within the time specified in the order of the aggregate amount so received and paid during three years previous to the order, and if, on receiving such return, or on the failure of the local authority to make the return, he is, after making such inquiry as he thinks proper, satisfied of the truth of the complaint, he may, by order, require the local authority to make and lay before him, within the time (not being less than four months from the date of the order) specified in the order, a 30 35 40

table of court fees in pursuance of this section, and if the local authority fail to comply with the order, he may, in like manner (so nearly as circumstances admit) as if the local authority had laid before him a table of fees in pursuance of this section, settle
 5 a table of fees and certify that the fees in that table are proper to be taken within the jurisdiction of the said local authority.

A Secretary of State, upon certifying a table of fees in pursuance of this section, shall cause copies thereof to be sent to the clerk of the local authority to be by him distributed to the clerks of petty
 10 sessional divisions and clerks to justices within the jurisdiction of that authority, and if at any time thereafter any of those clerks or any other person demands or receives any other or greater court fee than such as is set down in the said table, he shall forfeit for every such demand or receipt twenty pounds, to be recovered
 15 by action of debt in the High Court of Justice by any person who will sue for the same.

Until a table is made in pursuance of this section, any of the said clerks may demand and receive such fees as he is at the passing of this Act lawfully authorised to demand and receive.

20 The expression "court fee" in this section means any fee, gratuity, or sum which may by law be demanded or received in respect of any business or act transacted or done by a clerk of special or petty sessions or a clerk of justices of the peace as such clerk, notwithstanding that by reason of such clerk being paid by salary, or of the
 25 provisions of this Act, he cannot receive the same for his own use, and includes fees for the giving of copies of depositions by any clerk mentioned in this section, whether received for his own use or not.

7. This Act shall, so far as is consistent with the tenour thereof, be construed as one with the principal Act; and so much of sections
 30 nine and ten of the principal Act as empowers a Secretary of State to direct that a clerk be paid by fees in lieu of salary (either generally or in respect of excepted business) is hereby repealed.

A.D. 1877.

Construction
 of Act and
 repeal of
 part of
 14 & 15 Vict.
 c. 55.

Justices Clerks.

A

B I L L

To amend the Law with respect to the Appointment, Payment, and Fees of Clerks of Justices of the Peace and Clerks of Special and Petty Sessions.

*(Prepared and brought in by
Sir Henry Selwin-Ibbetson and Mr. Secretary
Cross.)*

*Ordered, by The House of Commons, to be Printed,
9 February 1877.*

[Bill 5.]

Under 1 oz.

[Please to substitute this for
the Paper already delivered.]

LORDS AMENDMENTS
TO THE
JUSTICES' CLERKS' BILL.

*Note.—The page and line refer to the Bill (28.) as first printed
by the Lords.*

Page 2.

Line 41, after clause 3 insert clause (A.) :

(A.) Where at the passing of this Act any clerk of special or petty sessions or clerk of justices of the peace is by arrangement paid by salary in lieu of fees, either for all business, or for all business other than that of giving copies of depositions, that clerk shall continue to be paid by salary in lieu of fees for all such business, and unless a Secretary of State requires a recommendation to be made with respect to such clerk in pursuance of this Act such arrangement shall have effect as if it were an order of the Secretary of State under the principal Act, and this Act shall apply accordingly.

Provision
as to clerk
of petty
sessions, &c.
paid by
salary by
arrange-
ment.

Page 3.

Line 19, leave out from ("Where") to ("jointly") in line 23, and insert ("any partners have before the passing of this Act
" jointly performed the duties of clerk of petty sessions or
" clerk of special sessions, the local authority may, if they
" think fit, continue such existing clerks in office, and pay
" the salary to such clerks")

Page 4.

Line 26, after ("treasurer") insert ("and if he wilfully omits
" to account for or pay over any such penalty, costs, or sum,
" he shall forfeit for every such omission twenty pounds, to
" be recovered by action of debt by any person who may sue
" for the same.")

[Bill 146.]

+

Page 4.

Line 29, after (" either ") insert (" (1). Be a barrister of not
" less than seven years standing ; or ")

Line 31, leave out (" before the passing of this Act ")

Line 33, after (" court ") insert (" or ")

Line 35, leave out (" before the passing of this Act ")

Line 41, after (" county ") insert (" or borough, or a partner of
" such clerk or deputy clerk ")

Page 5.

Line 1, after (" division ") insert (" or clerk to the justices of
" a borough ")

Line 3, leave out from the second (" peace ") to (" holding ")
in line 5, and insert (" or partner of such clerk or deputy
" clerk ")

Line 6, leave out (" such last-mentioned office ")

Line 7, after (" Act ") insert (" the office of clerk to the jus-
" tices of any petty sessional division of a county, or clerk
" to the justices of a borough ")

Page 6.

Line 24, leave out (" will ") and insert (" may ")

Line 27, leave out from (" receive ") to the end of the para-
graph.

Line 42, after clause 7 insert clause (B.) :

Account of fees by clerk. (B.) The account of fees required by section eleven of the prin-
cipal Act, as amended by this Act, to be rendered by any clerk
shall be rendered quarterly, or at any less interval directed by the
local authority, and if any clerk wilfully omits from any such
account any fee received by him he shall forfeit for every such
omission twenty pounds, to be recovered by action of debt by any
person who may sue for the same.

*[Please to substitute this for
the Paper already delivered.]*

LORDS AMENDMENTS
TO THE
JUSTICES' CLERKS' BILL.

*Ordered, by The House of Commons, to be Printed,
25 April 1877.*

[Bill 146.] +
Under 1 oz.

A
B I L L

TO

Constitute the Townships of Pembroke, Rathmines and Rathgar, Blackrock, Kingstown, Dalkey, and Killiney and Ballybrack, in the County of Dublin, into a Parliamentary Borough, to be called the Borough of Kingstown. A.D. 1877.

WHEREAS it is expedient to constitute certain Townships in the county of Dublin into a Parliamentary Borough, to be called the Borough of Kingstown :

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. From and after the *first day of January one thousand eight hundred and seventy-eight* the Townships of Pembroke, Rathmines and Rathgar, Blackrock, Kingstown, Dalkey, and Killiney and Ballybrack, all situated in the county of Dublin, shall form a borough under the name of the Borough of Kingstown, and such borough shall return one member to serve in Parliament. From 1st January 1878 the townships herein named shall form the borough of Kingstown, and such borough shall return one member to Parliament.
2. On or before the *thirty-first of December one thousand eight hundred and seventy-seven* a register of voters for the said borough of Kingstown for the year *one thousand eight hundred and seventy-eight* shall be formed in the same manner, save as is herein-after provided, as now by law a register of voters for a borough in Ireland is formed, in all respects as if the borough of Kingstown had, previously to the passing of this Act, been a borough returning a member to serve in Parliament. Before the 31st December 1877 a register of voters for the borough of Kingstown for the year 1878 shall be made out and formed
3. The Lord Lieutenant, by and with the advice of Her Majesty's Privy Council in Ireland, shall, after the passing of this Act, fix the times and dates at which, for the formation of a register of voters for the borough of Kingstown for the year *one thousand eight hundred and seventy-eight*, the Clerk of the Peace of the county of The Lord Lieutenant and Privy Council shall fix the time in 1877 at which the necessary notices, &c. shall be given and done for the formation of a register for 1878 of voters for the

[Bill 69.]

A.D. 1877. Dublin, the Town Clerk of the borough of Kingstown, the clerks of the Unions in which the Townships constituting said borough of Kingstown are now situated, and the poor-rate collectors of said Unions, shall discharge, in respect to the borough of Kingstown created by this Act, the duties now imposed on them by law for 5 borough registration in Ireland, [and shall also fix the time, not later than the *fifteenth of December one thousand eight hundred and seventy-seven*, at which the Chairman of the County of Dublin shall hold a Court for the revision and formation of a register of voters for the borough of Kingstown for the year *one thousand eight 10 hundred and seventy-eight*.

borough of Kingstown, and shall also fix the time at which the revision sessions shall be held for the purpose of settling said register.

On the first day of the session of Parliament in 1878 a writ shall issue for the election of a member for the borough of Kingstown.

The High Sheriff of Dublin shall be the returning officer of Kingstown borough, and the Town Clerk of Kingstown shall be the town clerk of the borough.

Till a writ issues for the borough of Kingstown all persons on the register for the county of Dublin may vote at an election for said county, but after the issuing of such writ the borough voters shall not vote for the county.

Provision for carrying out the last section.

4. On the first day of the session of Parliament which shall be held in the year *one thousand eight hundred and seventy-eight* a writ shall issue to the borough of Kingstown for the election of a member to sit in Parliament.

15

5. The High Sheriff of the County of Dublin shall be the returning officer of the borough of Kingstown, and the Town Clerk for the time being of the Township of Kingstown shall be the Town Clerk for the borough of Kingstown.

6. Nothing in this Act contained shall affect the right of any 20 person whose name shall be, for the year *one thousand eight hundred and seventy-eight*, on the register of voters for the county of Dublin, to vote at any election for such county in respect of any vacancy that may take place before the issuing of the first writ for the borough of Kingstown, but after the issuing of such writ no person 25 shall be entitled to vote at any election for the county of Dublin, or to be registered as a voter for said county, who shall not be entitled to vote at an election for said county, or to be registered as a voter for said county in respect of a qualification situated elsewhere than in the borough of Kingstown.

30

7. For the purpose of effectually carrying out the provisions of the last section of this Act, the Chairman of the County of Dublin shall at the court which he shall hold for revising and forming a register for the borough of Kingstown, cause the register which shall have been settled for the county of Dublin for the year *one thousand 35 eight hundred and seventy-eight* to be laid before him, and on said register shall write the word "Borough" opposite the name of each voter on said register for the county of Dublin whose qualifications, as stated in said register, would not, after the issuing of a writ for the borough of Kingstown, entitle such voter to vote for the county 40 of Dublin; and at any election for the county of Dublin taking

place in the year *one thousand eight hundred and seventy-eight*, A.D. 1877.
after the issuing of a writ for an election for the borough of —
Kingstown, the vote of any person against whose name the word
“Borough” shall be written, if tendered in respect of such quali-
5 fication, shall be rejected by the returning officer.

8. This Act shall be cited for all purposes as “The Borough of Title of the
Kingstown Act, 1877.” Act.

Kingstown Borough (Ireland).

A

B I L L

To constitute the Townships of Pembroke, Rathmines and Rathgar, Blackrock, Kingstown, Dalkey, and Killiney and Ballybrack, in the County of Dublin, into a Parliamentary Borough, to be called the Borough of Kingstown.

*(Prepared and brought in by
Sir Colman O'Loghlen and Mr. Meldon.)*

*Ordered, by The House of Commons, to be Printed,
12 February 1877.*

[Bill 69.]

Under 1 oz.

A

B I L L

TO

Enable judges in the Landed Estates Court (Ireland) to grant leases to the tenants on estates sold in their court.

A.D. 1877.

WHEREAS it is expedient to give to the judges of the Landed Estates Court in Ireland power to grant leases to the occupying tenants on the land sold through their court :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. It shall be lawful for the judges of the Landed Estates Court in Ireland, upon the occasion of each sale of land in the court, the petition for which shall have been presented *after the passing of this Act*, to grant leases for a term not exceeding thirty-five years to any occupying tenant on such land, subject to the provisions herein-after contained.

Judges to grant thirty-five years leases to occupying tenants.

2. Any occupying tenant desiring to obtain a lease in pursuance of the provisions of this Act shall send in to the court a proposal in writing, stating the term of years, the amount of the annual rent, and the nature of the covenants to be reserved by or contained in such lease; and the court shall grant a lease in the terms of such proposal, unless the court shall be of opinion that a reasonable objection to the terms of the proposal has been made by some one of the persons served with such notice, as may be directed by the general rules to be framed as herein-after provided : Provided, however, that the tenant shall in no case propose to take a lease at a lower rent than that which he shall be subject to at the date of his proposal.

Tenant to send in proposal to the court stating terms, &c.

Court to grant leases in such terms, unless a reasonable objection is made.

Tenant shall in no case propose to take a lease at a lower rent than he already pays.

3. In each case in which the court shall approve of the granting of a lease, such lease shall be prepared by and at the expense of the lessee in the terms approved by the court, and such lease shall be

Lease to be prepared at expense of lessee and be executed by judge.

[Bill 138.]

1

A.D. 1877.

Purchaser to have full benefit of, and all rights in as full and ample a manner as if lease had been entered into with the owner for time being.

executed by the judge of the court within such time after the date of the sale as shall be determined by the general rules to be framed as herein-after provided; and it is hereby enacted that the purchaser of the superior interest in the land demised by said lease shall have the full benefit of, and all the rights and remedies properly incident 5 to, each of the covenants contained in such lease in as full and ample a manner as if such covenants had been entered into with the owner for the time being of the rent and reversion of and in the land demised by such lease, and that the interest of the said owner of the rent and reversion subject to such lease should then have 10 been assigned to the said purchaser.

Judges to prepare a code of general rules to regulate course of procedure, especially as to time when proposals shall be sent in, the time when such proposals be brought before the court, parties to be served with notice and have liberty to object, mode for securing due execution of leases by purchaser, and giving effect to provisions and objects of this Act.

Such code of rules to be laid before the Lord Chancellor.

Lord Chancellor and Lord Justice of Appeal to consider the expediency of such rules, with power to confirm, disallow, alter, or amend, or to frame any additional ones.

Such rules to be enrolled in High Court of Chancery and be of same effect as if enacted by authority of Parliament.

Such rules may from time to time be added to, rescinded, or amended as occasion may require.

4. The said judges of the Landed Estates Court in Ireland shall, on or before the *first day of January next*, prepare a code of general rules, such as they may think best adapted for regulating the course of procedure under this Act, and in relation especially to the follow- 15 ing matters; videlicet, the time when the occupying tenants shall be at liberty to send in written proposals for leases, the time when such proposals shall be brought before the court for approval, the parties who must be served with notice of such proposals and of the time for bringing them before the court and the parties who shall 20 have liberty to object to said proposals, the mode for securing the due execution of the said lease or leases by the purchaser after the sale, and generally for securing the due execution of the powers vested in the said court, and giving effect to the provisions and objects of this Act: Provided always, that every such code of 25 general rules shall be laid before the Lord Chancellor of Ireland; and the Lord Chancellor thereupon, with the assistance of the Lord Justice of Appeal, shall consider the expediency of such rules, and every of them, and it shall be lawful for the Lord Chancellor, with the concurrence of the Lord Justice of Appeal, by order 30 signed by him, to confirm or disallow all or any of such rules, or to alter or amend and confirm with such alterations and amendments any of such rules, or to remit any of such rules to the same judges for further consideration, or to frame any additional rule or rules; and every such general rule or rules, when the same shall 35 have been so confirmed by order of the Lord Chancellor, shall be enrolled in the High Court of Chancery in Ireland, and when so enrolled shall be binding on the said court in the exercise of its powers, and shall be of the same force and effect as if the same had been enacted by authority of Parliament: Provided also, that 40 any rules so confirmed and enrolled as aforesaid may from time to time be added to, rescinded, amended, or altered, as occasion may

require, by other rules made by the judges for the time being, and confirmed and enrolled in like manner: And provided also, that it shall be lawful for any of the judges of the court singly to lay any rule or rules before the Lord Chancellor which such judge may think expedient, whereupon the Lord Chancellor may proceed with respect to such rule or rules as if the same had been prepared and laid before him by both the judges of the said court.

A.D. 1877.

The judge of the court may lay any rule or rules he may think expedient before the Lord Chancellor, who may proceed with respect to such rules as if prepared by both judges.

5. Such code of general rules as shall be made and confirmed as aforesaid shall be laid before both Houses of Parliament within *one calendar month* from the enrolment thereof if Parliament be then sitting, or if Parliament be not then sitting, within *one calendar month* from the commencement of the then next session of Parliament.

Rule to be laid before Parliament.

6. All the powers vested in the judges of the Landed Estates Court in Ireland by the Act of the twenty-first and twenty-second Victoria, chapter seventy-two, shall be incorporated with this Act so far as the same are applicable to and necessary for carrying into effect the provisions of this Act.

Powers vested in judges by 21 & 22 Vict. c. 72. shall be incorporated with this Act so far as applicable to and necessary.

7. The word "land" shall include and extend to manors, advowsons, rectories, messuages, tithes, lands, tenements, rents, annuities charged on lands, and hereditaments of any tenure or any estate therein, partial, derivative, or otherwise, and whether such land be held as freehold or chattel or by lease, or whether subject to any fee-farm or other perpetual rent, with or without the condition of re-entry for securing the same or otherwise, or whether corporeal or incorporeal, and whether a divided or undivided share:

Definition of terms.

The word "person" shall extend to a body politic or corporate as well as an individual:

And the word "court" shall mean the Landed Estates Court, Ireland; and where the expression "the court" shall be used in connexion with any act to be done or order to be made by the same, it shall mean the judge of the said court before whom the matter referred to shall be pending.

8. This Act shall extend only to Ireland.

Application to Ireland only. Title.

9. This Act may be cited as the "Landed Estates Court Leases (Ireland) Act, 1877."

Landed Estates Court (Ireland) Leases.

A

B I L L

To enable judges in the Landed Estates Court (Ireland) to grant leases to the tenants on estates sold in their court.

*(Prepared and brought in by
Mr. French, Mr. Shaw, Mr. O'Reilly,
and Mr. Richard Power.)*

*Ordered, by The House of Commons, to be Printed,
17 April 1877.*

[Bill 138.]

Under 1 oz.

Landlord and Tenant (Ireland) Act (1870) Amendment Bill.

ARRANGEMENT OF CLAUSES.

Clause.

1. Construction and short title of Act.

Ulster Tenant Right Custom.

2. Presumption in favour of right of sale of holdings in Ulster.
3. Presumption not to be rebutted by proof of lease merely.
4. Presumption not to be rebutted by proof of surrender merely.
5. Presumption not to be rebutted by proof of arbitrary restriction of prices.
6. Sale may be by public auction or private contract.

General Provisions.

7. Contracts of purchase of Tenant Right or analogous usage.
 8. Additional provisions as to compensation for improvements.
 9. Compensation for improvements on eviction by title paramount.
 10. Repeal of 33 & 34 Vict. c. 46, s. 13, subs. (2).
 11. Additional provision as to equities between landlord and tenant.
 12. Facilities for ascertainment of fair rent.
 13. Additional facilities of purchase by tenants of their holdings.
 14. Interpretation of words.
 15. Act to extend to Ireland only.
-

A
B I L L

TO

Amend the Landlord and Tenant (Ireland) Act, 1870.

A.D. 1877.

WHEREAS it is expedient to amend the Landlord and Tenant (Ireland) Act, 1870 :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of same, as follows :

Construction and Short Title.

1. This Act shall, so far as is consistent with the tenor thereof, be construed as one with the Landlord and Tenant (Ireland) Act, 1870, (herein-after referred to as the principal Act,) and may be cited as the Landlord and Tenant (Ireland) Act, 1877.

Construction
and short
title of Act.

Ulster Tenant Right Custom.

2. Whereas by section one of the principal Act, the usages prevalent in the province of Ulster known as and in that Act intended to be included under the denomination of the Ulster Tenant Right Custom, were declared to be legal, and it was enacted that in the case of any holding in the said province proved to be subject thereto the same should be enforced in manner provided by that Act :

Presumption
in favour of
right of sale
of holdings
in Ulster.

And whereas difficulties have arisen in carrying the said provisions into effect, and it is expedient to remove such difficulties and otherwise to amend the said provisions :

Be it enacted as follows :

Every holding situate in the province of Ulster shall, until the contrary is proved, be presumed to be subject to the right or privilege on the part of the tenant thereof, if proceeded against by ejectment for nonpayment of rent, or otherwise disturbed by the landlord, or if at any time desiring to quit his holding, of selling such holding—subject to the payment of the rent at which the same is held, or such fair rent as may be payable in respect

[Bill 51.]

A 2

2-Landlord and Tenant (Ireland) Act (1870) Amendment. [40 VICT.]

A.D. 1877. thereof from time to time—to an incoming tenant to whom the landlord shall not make reasonable objection; or on resumption of the holding by the landlord, of receiving from him the value of such holding as if the same were so sold to such incoming tenant as aforesaid: Provided always, that out of any moneys payable to the 5 tenant by reason of any such sale or resumption, there shall be paid to the landlord all sums due to him from the tenant or his predecessors in title, for rent or otherwise, in respect of the same holding.

Presumption not to be rebutted by proof of lease merely. 3. Such presumption shall not be deemed to be rebutted by proof that the tenant holds or has held under a lease or other written 10 contract of tenancy, unless such lease or contract has expressly and for valuable consideration excluded such right or privilege.

Presumption not to be rebutted by proof of surrender merely. 4. Such presumption shall not be deemed to be rebutted by proof merely that the holding, or any part thereof, has been surrendered to the landlord for the time being by the present or any previous 15 tenant; or that neither the present tenant, nor any of his predecessors in title, had, on coming into the holding, paid any money or given any other valuable consideration to the outgoing tenant for such holding.

Presumption not to be rebutted by proof of arbitrary restriction of prices. 5. Such presumption shall not be deemed to be rebutted by proof 20 that restrictions upon the amount to be obtained by or paid to the tenant for his holding have been imposed by the landlord or his predecessors in title.

Sale may be by public auction or private contract. 6. A tenant entitled as aforesaid to sell his holding may sell the same, either by public auction or by private contract, to any person to 25 whom the landlord shall not make reasonable objection as aforesaid; provided always, that if on the occasion of any such sale the landlord himself desires to resume possession of the holding, he shall be entitled to do so, on paying to the tenant such sum as the holding would realise if sold as aforesaid to an unobjectionable tenant. 30

General Provisions.

Contracts of purchase of Tenant Right or analogous usage. 7. No contract made after the passing of this Act shall be valid or effectual for the purchase or acquisition by the landlord from the tenant (as to any holding in the province of Ulster) of the Tenant Right Custom thereof as mentioned in section one of the principal 35 Act, or (as to any holding not situate within the province of Ulster) of the benefit of any corresponding usage, as mentioned in section two of the principal Act, unless such contract shall be in writing, signed by the tenant, and made for a valuable consideration therein specified, as given or allowed to the tenant in respect of such pur- 40 chase or acquisition.

8. Whenever any tenant of a holding shall claim compensation under section four of the principal Act in respect of improvements made thereon by himself or his predecessors in title, the Court disposing of such claim shall have regard to the following provisions : A.D. 1877.
Additional provisions as to compensation for improvements.

If in tracing title to such improvements it shall be shown that any tenant had surrendered his interest in the whole or any part of the land of which such holding consists, in order that a new letting thereof might be made to himself or any other person, and such letting shall have been so made, the tenant who shall have so surrendered shall be deemed to be the predecessor in title of the tenant to whom such new letting shall have been made.

The claim of any tenant for compensation in respect of any improvements shall not be defeated or prejudiced, by merely showing that after the making of such improvements he or any of his predecessors in title accepted a new letting of the whole or any part of the lands upon which such improvements were made, or otherwise altered the tenure of the same ; and no such new letting or alteration of tenure shall by implication merely operate as a surrender or extinction of, or otherwise prejudice the right to claim compensation in respect of any improvements.

Save as aforesaid, nothing contained in this section shall prevent or in anywise hinder the landlord from disputing the tenant's claim to compensation for improvements on any ground, on which he might otherwise rely, as disentitling the tenant to such compensation.

9. It is hereby declared that in all cases of eviction by title paramount, every person then in occupation of and liable to pay rent for the lands shall be entitled, as against the person so evicting, to recover compensation for improvements made thereon by him or his predecessors in title, in the manner and subject to the conditions prescribed with respect to such compensation in section four of the principal Act. Compensation for improvements in eviction by title paramount.

10. Sub-section two of section thirteen of the principal Act is hereby repealed ; and the said section shall henceforth be read and construed in all respects as if sub-section two had not been originally contained therein. Repeal of 33 & 34 Vict. c. 46. s. 13. subs. (2).

11. And whereas by section eighteen of the principal Act it is provided " that in any case in which compensation shall be claimed under section three of that Act, if it shall appear to the Court that the landlord has been and is willing to permit the tenant to continue in the occupation of his holding upon just and

Additional provision as to equities between landlord and tenant.

4 *Landlord and Tenant (Ireland) Act (1870) Amendment.* [40 VICT.]

A.D. 1877. " reasonable terms, and that such terms have been and are unreason-
 — ably refused by the tenant, the claim of the tenant to such com-
 " pensation shall be disallowed : " And whereas it is expedient to
 make provision for the converse case, of the tenant being willing
 to continue in occupation on just and reasonable terms, and of such 5
 terms being unreasonably refused by the landlord :

Be it therefore enacted, that in any case in which compensation shall be claimed under section three of the principal Act, if it shall appear to the Court that the tenant has been and is willing to continue in the occupation of his holding upon just and reasonable 10 terms, and that such terms have been and are unreasonably refused by the landlord, the claim of the tenant to such compensation shall be allowed in full, provided the sum so claimed does not exceed the largest amount which may be awarded to such tenant according to the scale contained in the said last-mentioned 15 section.

Facilities for ascertain- ment of fair rent.

12. And whereas the ascertainment of a fair rent between landlord and tenant is at present attended with difficulty, and often involves the service of notice to quit without any desire or intention of enforcing the same, and it is expedient to facilitate such ascertainment of rent :

Be it therefore enacted as follows :

Either party, whether landlord or tenant (herein-after called the claimant), desiring an alteration of the rent payable to or by him in respect of any holding, not being a holding under a lease for a term of which more than one year is then unexpired, or for any greater estate, may serve on the other party (herein-after called the respondent) a notice of claim in the manner prescribed by rules to be made as herein-after mentioned, requiring an alteration of the then existing rent, and stating the amount of the proposed new rent; and the respondent within the time, and in the manner prescribed by the like rules, shall, if he object to such proposed new rent, serve upon the claimant, or, in his absence, his known agent, a notice of dispute, stating the grounds on which he objects to the proposed alteration of rent, and thereupon a dispute shall be deemed to have arisen between the landlord and tenant in respect of such proposed alteration of rent, and the same shall be taken to be a dispute within the meaning of the provisions of the principal Act, and shall accordingly be dealt with and determined in like manner as other disputes under the principal Act; and upon the hearing of such dispute the Court shall ascertain the amount fairly payable by the tenant as the rent of the said holding, having due regard to the rights of both parties, as well under the principal Act and this Act as

otherwise, and shall make an order accordingly, declaring the amount of rent so payable, and if the same be a new rent, the period from which such new rent shall be payable. A.D. 1877.

Rules with respect to proceedings under this section shall be deemed to be within and subject to the provisions of section thirty-one of the principal Act, and may from time to time be made, rescinded, annulled, or added to accordingly.

13. And whereas by the principal Act, and the Landlord and Tenant (Ireland) Act, 1872, advances of money are authorised to be made to tenants to facilitate the purchase of their holdings, and it is expedient further to facilitate such purchases: Additional facilities of purchase by tenants of their holdings.

Be it therefore enacted, that the following sections of the principal Act shall be varied in the following particulars; that is to say,

In section forty-four the words "three fourths" shall be substituted for "two thirds;"

In section forty-five the words "three fourths" shall be substituted for "two thirds," and the words "one fourth" shall be substituted for "one third;"

In section forty-seven the words "three fourths" shall be substituted for "four fifths."

And section one of the Landlord and Tenant (Ireland) Act, 1872, shall be varied in the following particulars:

In sub-sections one and three respectively, the words "three fourth parts" shall be substituted for the words "two third parts."

14. In this Act the words "landlord" and "tenant" and "improvements" respectively shall have the meanings assigned thereto respectively in the Landlord and Tenant (Ireland) Act, 1870. Interpretation of words. "Landlord." "Tenant." "Improvements."

15. This Act shall apply to Ireland only. Act to apply to Ireland only.

Landlord and Tenant
(Ireland) Act (1870)
Amendment.

A

B I L L

To amend the Landlord and Tenant
(Ireland) Act, 1870.

*(Prepared and brought in by
Mr. Crawford, Mr. Richard Stoughton,
Mr. Dickson, and Mr. Daniel Taylor.)*

*Ordered, by The House of Commons, to be Printed,
9 February 1877.*

[Bill 51.]
Under 1 oz.

Land Tenure (Ireland) Bill.

ARRANGEMENT OF CLAUSES.

Clause.

1. Short title.
2. Interpretation of terms.
3. Incorporation of Acts.
4. Act divided into three parts.

PART I.

PROVISIONS FOR BETTER SECURING THE ULSTER CUSTOM OF TENANT RIGHT.

5. Provisions as to Ulster customs extended to all classes of holdings.
6. Right of sale not to be restricted by new rules.
7. Leases not to interfere with the Ulster custom as anciently observed.
8. Proceeding in case landlord refuses to accept purchaser as tenant. Court may dismiss claim.
9. Claims to be determined by the usage.
10. Custom to be enforced as it prevailed forty years before passing of Act unless later origin be shown.
11. Special remedy not to interfere with others.
12. Proof of custom generally in the district proof that custom applies to holding.

PART II.

PROVISIONS FOR THE AMENDMENT OF THE LAND ACT.

13. Continuous occupation shall be deemed to be continuity of title.
14. Surrender of right to compensation not to be implied.
15. 33 & 34 Vict. c. 70. s. 12. repealed.
16. Under-tenants entitled to compensation for disturbance.
17. Tenants evicted by title paramount entitled to compensation in respect of improvements.
18. Tenant not debarred from compensation for violating rules of estate.

[Bill 21.]

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Clause.

19. Chairman may call in referees.
20. Chairman or judge may empanel jury.
21. Landlord and tenant may agree for fee farm grant of holding.
22. Yearly tenancy determinable only on last gale day of year.
23. Repeal of Notice to Quit (Ireland) Act, 1876.
24. Stamp on notice to quit to be distinctive one.
25. Assignee of estate of limited owner to have power of limited owner.
26. Schedule of improvements to be filed with clerk of the peace.

PART III.

PROVISIONS ENABLING THE OCCUPIERS OF LAND TO OBTAIN
CERTAIN AND SECURE TENURES.

27. Occupying tenant may claim the benefit of this Act.
28. Tenant to serve notice.
29. Clerk of petty sessions to supply notice.
30. Notice to be served one month before land sessions.
31. To be served for division in which lands situate.
32. Notice to stay ejectment.
33. Tenancy not to be determined by notice to quit.
34. Tenant to hold as tenant from year to year.
35. Implied covenants on part of tenant.
36. Reservations to be implied.
37. Ejectment for persistent and malicious waste.
38. Acts not to be deemed violation of covenant against subdivision.
39. Labourers cottages may be erected.
40. Farms of sixty acres may be subdivided.
41. Remedy against subdivision.
42. Declaration of tenancy conclusive.
43. Partial bequest void.
44. Mode of fixing rent.
45. Arbitrators to be appointed.
46. Tenant may serve notice of claim for improvements.
47. Oath of arbitrator.
48. Proceedings on arbitration.

Clause.

49. Chairman may set aside award.
50. Jury may be empannelled.
51. Parties may refer dispute to court of arbitration.
52. Order to be made on objection.
53. Chairman may adjourn hearing.
54. And direct notices to be served.
55. Map of lands may be annexed.
56. Power to give costs.
57. Proceedings not to be held invalid for formal defects.
58. Persons holding under leases not entitled to apply.
59. Provision as to future leases.
60. Arrears of rent to be paid.
61. Lord Lieutenant to appoint inspectors of prices.
62. Inspectors to ascertain average prices.
63. Gazette conclusive.
64. Landlord or tenant may apply for periodical adjustment of rent.
65. Value of improvements not to be included in new rent.
66. New declaration to be given.
67. Oath of arbitrator.
68. Orders may be appealed from.
69. Judges to make rules.

SCHEDULE.

A
B I L L

TO

Amend the Laws relating to the Tenure of Land in Ireland. A.D. 1877.

WHEREAS lands let for agricultural purposes in Ireland have been for many years past very generally held by the occupiers on a tenancy from year to year, or other uncertain periods, and it has been found by experience that in the circumstances of
5 Ireland such tenure is not sufficient either to insure to the industrious occupier the benefits of his industry, or to encourage occupiers to apply their industry to the proper cultivation and due improvement of their farms, to the great discouragement of industry, the hindrance of agriculture, and detriment to the peace and prosperity
10 of the country ; and whereas it is expedient that provision should be effectually made to enable the occupiers of such lands to hold same upon tenures sufficiently secure to induce them to make improvements, which will make the land more productive for the general good, and better secure the rents payable, and thereby
15 promote the well-being of the community at large :

And whereas in the province of Ulster a custom has prevailed from ancient times under which in all holdings subject to such custom secured to the tenant a right of occupancy and a right of selling his interest subject to such conditions as were conferred
20 by the usage under such custom :

And whereas the rights of occupancy and sale of his interest secured to the tenant by the Ulster custom have proved by experience to be most beneficial in promoting the prosperity and contentment of the people of that province ; and whereas in order to
25 secure and legalise such custom, and to make the tenure of occupiers of the land less uncertain and precarious, an Act was passed in the thirty-fourth year of the reign of Her Majesty the now Queen, entitled "An Act to amend the Law relating to the occupation and ownership of Land in Ireland," whereby it was
30 amongst other things enacted that the usages prevalent in the province of Ulster which were known as and in that Act intended to be included under the denomination of the Ulster tenant right custom, were thereby declared to be legal, and should in the case of

33 & 34 Vict.
c. 46,

[Bill 21.]

A

A.D. 1877. — any holding in the province of Ulster proved to be subject thereto, be enforced in manner provided by the said Act; and by the said Act compensation was also provided in certain cases for tenants in any part of Ireland evicted from or quitting their holdings when not subject to such custom, and also for securing to the tenants 5 compensation in respect of improvements effected by them :

And whereas it is necessary, in order effectually to carry out the intention and object of the said Act, to make further provisions for securing and enforcing the usages and customs declared legal by said Act, and also in relation to the compensation for tenants 10 quitting their farms, and it is also expedient to remove and settle difficulties and doubts which have arisen in the administration of the said Act, and for these and other purposes to amend the laws relating to the tenure of land in Ireland; and it is also expedient that all occupiers of land in Ireland should be enabled to hold their 15 lands by a certain and secure tenure :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows; that is to say, 20

Short title. 1. This Act may be cited on all occasions and for all purposes as the Land Tenure Act (Ireland), 1877.

Interpreta-
tion of terms. 2. Whenever the expression "the Land Act" is herein-after used it shall mean the herein-before recited Act of the thirty-fourth year of the reign of Her Majesty the now Queen. 25

The expression "land tribunal" in this Act shall, until Parliament shall make other provision, mean the chairman or other person presiding at land sessions under the provisions of the Land Act.

All acts herein required or authorised to be done by the Lord Lieutenant may be done by the Lord Deputy, the Lords Justices, 30 or other person or persons executing the office of general governor of Ireland.

Incorpo-
ration of
Acts. 3. This Act and the Land Act and the Acts amending same shall be read together as one Act, together with the rules heretofore made by the Judges of the Court for Land Cases Reserved, and by 35 the Privy Council, in pursuance of the powers conferred on them by the Land Act.

Act divided
into three
parts. 4. For all purposes of construing this Act it shall be deemed and taken to be divided into three parts, as follows :

The first part containing provisions for better securing the Ulster 40 custom of tenant right.

The second part containing provisions for the amendment of the Land Act. A.D. 1877.

The third part containing provisions enabling the occupiers of land in Ireland to obtain certain and secure tenures.

PART I.

PROVISIONS FOR BETTER SECURING THE ULSTER CUSTOM OF TENANT RIGHT.

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5. All the provisions of the Land Act which relate to the Ulster tenant right custom, and the usages known as and intended to be included under that denomination, shall apply to every holding in the province of Ulster which is proved to be subject to said custom or usages, although such holding may not be agricultural or pastoral in its character, or although same may be excepted from the holdings entitled to compensation under the said Act.

Provisions as
to Ulster
customs
extended to
all classes of
holdings.

20
25
6. When it is proved that any holding is subject to the Ulster tenant right custom, and that, under and by virtue of the custom, the tenant is entitled to sell his interest in his holding to an incoming tenant, no restriction upon the price to be obtained or paid for said interest, or upon the mode or manner of sale, or upon such sale in any respect, shall be admitted in control or derogation of such right of sale, unless it shall be shown that such restriction has been in force either in relation to the particular holding, or to the estate of which it forms a part, according to the custom as anciently observed.

Right of
sale not to
be restricted
by new
rules.

30
35
7. It is hereby declared that no clause, matter, or thing contained in any lease, agreement, or any instrument of letting, with or without an actual demise, shall be deemed sufficient to prevent the Ulster custom taking effect in the case of any holding otherwise proved to be subject to same, unless and so far as it be proved that, according to such custom or usage, as same has been anciently observed, such clause, matter, or thing would have had that effect; and at the expiration of any lease, letting, or demise, the tenant shall have and enjoy all the benefits to which he is entitled under the Ulster custom as anciently observed.

Leases not
to interfere
with the
Ulster
custom as
anciently
observed.

8. When the tenant of any holding subject to the Ulster custom of tenant right shall be desirous of selling or assigning his interest to any person, and the landlord shall refuse to accept the proposed assignee, or shall, within *one month* after application

Proceeding
in case
landlord
refuses to
accept pur-

A.D. 1877. made in writing to him or his agent, neglect so to do, it shall be
 chaser as
 tenant. lawful for the tenant thereupon to serve a notice of claim, in
 manner prescribed by the Land Act, claiming that said assignee
 shall be declared tenant of such holding in accordance with and
 under the Ulster custom of tenant right. Such notice shall be 5
 served one month before the land sessions for which it is given.
 The claim shall be heard upon proof that such notice has been
 given without any further notice ; and if upon the hearing of such
 claim it shall appear to the court that according to the custom
 to which such holding is proved to be subject, the landlord was 10
 not justified, as such custom was anciently observed, in refusing to
 accept the assignee as tenant, then and in that case the court
 shall make an order to that effect, and thereupon the assignment to
 such assignee by the occupying tenant of his interest in the farm
 shall vest in such assignee all his right and interest under the 15
 tenant right custom as fully and effectually as if the landlord had
 accepted him as tenant ; provided always, that the court shall and
 may annex to the said order all such conditions as to the application
 of the purchase money, or otherwise, as shall appear to be in
 accordance with the Ulster custom, as anciently observed, in relation 20
 to such holding, and such order may be made with or without costs,
 as to the court may seem just ; and if the claimant shall fail, on
 the hearing of his claim, to establish his right to have such assignee
 accepted as tenant, the court shall dismiss such claim, with or
 without costs, and every order or dismissal shall be subject to the 25
 same appeal in all respects as is provided in the Land Act :
 Provided always, that the landlord shall not be compelled to
 accept any such assignee as tenant unless upon payment of all
 arrears of rent that may be due to him, together with any costs,
 to which the outgoing tenant may be liable, of any legal proceeding 30
 taken for the recovery of such rent, or of the lands by ejectment
 for nonpayment of rent.

Court may
 dismiss
 claim.

Claims to be
 determined
 by the usage.

9. It is hereby declared that all claims made and all questions
 arising in relation to the Ulster custom of tenant right, either under
 the Land Act or this Act, shall be determined by a reference to 35
 such custom as same shall be proved to be applicable to the holding
 in respect to which such claim is made ; and every court disposing
 of such claims or question shall give to all parties interested in such
 claim or question all the rights to which they are entitled under the
 Ulster custom, as declared legal by the Land Act and by this Act. 40

Custom to be
 enforced as
 it prevailed

10. Whenever in this Act any reference is made to the Ulster
 custom, as anciently observed, it shall mean the custom as it pre-

- vailed at a period of *forty years* before the passing of this Act.: A.D. 1877.
 Provided always, that unless where it is otherwise herein expressly
 provided, the custom as prevailing at the time of the passing of the
 Land Act shall be deemed to be that anciently observed, unless the
 5 contrary be shown: And provided also, that if it be made appear
 that any holding first became subject to the Ulster custom within
 such period of *forty years*, the custom to which it so became subject,
 with any incidents then attached thereto, shall be deemed to be the
 custom applicable to same under the Land Act and this Act.
- 10 11. It is hereby declared that the provisions contained in the
 Land Act or in this Act for special enforcement of claims under the
 Ulster custom of tenant right shall not interfere with any remedy
 or redress which would, independent of such provisions, exist at law
 or equity for any person aggrieved by any violation or non-observance
 15 of said custom, as same is declared legal by the Land Act
 and by this Act; and such custom, as to all matters to which it is
 proved to be applicable, shall be recognised as legally binding in
 all courts, and in all actions and suits, and for all intents and
 purposes whatsoever.
- 20 12. Whenever it shall be proved that the Ulster custom of tenant
 right generally prevailed in any district at the time of the passing
 of the Land Act, or at any time within *twenty years* previously, this
 shall be sufficient to prove that any holding within such district is
 subject to such custom, unless the contrary be shown.

forty years
before pass-
ing of Act
unless later
origin be
shown.

Special
remedy not
to interfere
with others.

Proof of
custom gene-
rally in the
district proof
that custom
applies to
holding.

PART II.

25

PROVISIONS FOR THE AMENDMENT OF THE LAND ACT.

13. Whenever any tenant of a holding shall claim compensation
 under the fourth section of the Land Act in respect of improvements
 executed on same by himself or his predecessor in title, in tracing
 30 his title to such improvements the provisions of the Land Act shall
 be construed in accordance with the following rules:

Continuous
occupation
shall be
deemed to be
continuity of
title.

- Whenever in tracing such title it shall be shown that any tenant
 surrendered, impliedly or in fact, any interest in all or any part
 of the lands of which such holding consists, in order that a new
 35 lease or letting of such land might be made to himself or any
 other person, and such lease or letting has been so made, the
 tenant so surrendering shall be deemed to be the predecessor
 in title of the tenant to whom such lease or letting shall have
 been made:

[21.]

A 3

A.D. 1877.

The claim of the tenant for compensation in respect of any improvements shall not be defeated merely by showing that after the execution of such improvements he himself, or any of his predecessors in title, shall have entered into a new agreement for the letting of the lands upon which such improvements 5 were executed, or shall have accepted a new lease of such lands, either in whole or in part, or with other and additional lands, or otherwise altered the tenure of same, but every such tenant shall be entitled to compensation in respect of all improvements on the holding which he is quitting, although 10 the tenure may have been changed, and although such holding may be only a portion of the lands held by himself or his predecessors in title, or may include other or different lands, provided he can show that the land on which the improvements were executed has been in point of fact in the continuous 15 occupation of himself, or of persons through whom he derives title from the person executing such improvements; and he shall be entitled to such compensation in the same manner and to the same extent, but not further or otherwise, as if there had been no change or alteration in the tenure of such lands, 20 and he had, at the time of quitting his holding, held the same under the same title as the person who executed said improvements; and for the purpose of this enactment the continuous occupation of the lands shall not be deemed to be broken so long as the possession continues undisturbed, notwithstanding 25 any implied or actual surrender in law or in fact of any existing interest, or the creation of any new tenure or tenancy in the lands, or that possession was impliedly or actually given up and immediately re-taken by the previous possessor or some person deriving through him; but nothing herein contained shall 30 prevent the landlord from availing himself of any clause or provision in any instrument of letting, by which the right to compensation in respect to improvements previously executed shall have been expressly surrendered or barred, or from showing that such new tenure was a benefit received from the 35 landlord in consideration of such improvements within the meaning of the fourth section of the Land Act.

Surrender
of right to
compensation
not to
be implied.

14. If any tenant in the occupation of any land shall, at any time since the passing of the Land Act, have entered into or shall here- after enter into any new contract for the letting of his lands, no 40 surrender of his right to compensation in respect of past improvements shall be implied from any such letting or contract, or any agreement, covenant, clause, matter, or condition contained therein

or attached thereto, and such tenant shall not be deemed to have given up his right thereafter to claim such compensation unless by clear words expressly surrendering the same; and in any contract or instrument of letting less than a lease for *thirty-one years*, such
 5 surrender, even if made under seal, shall not be deemed to be valid or binding unless it shall appear to be made for valuable consideration other than the mere new letting of such lands: Provided always, that any substantial and bonâ fide reduction of rent fairly compensating for the value of such improvements shall be deemed
 10 to be a valuable consideration within the meaning hereof.

A.D. 1877.

15. *From and after the passing of this Act*, the twelfth section of the Land Act shall be and the same is hereby repealed.

33 & 34 Vict.
c. 70. s. 12.
repealed.

16. Whenever any tenancy shall have been created before the passing of the Land Act by any person himself holding as tenant,
 15 but having the power to subdemise, the tenants in occupation of such lands, on being evicted by any superior landlord, shall be entitled to compensation under the third section of the Land Act.

Under-
tenants enti-
tled to com-
pensation
for disturb-
ance.

17. It is hereby declared that in all cases of eviction by title paramount, the persons occupying the lands from which they are
 20 so evicted shall be entitled to recover compensation for improvements in the manner provided for tenants entitled to compensation under the fourth section of the Land Act.

Tenants
evicted by
title para-
mount enti-
tled to com-
pensation in
respect of
improve-
ments.

18. No tenant shall be disentitled to obtain compensation under the third section of the Land Act, on the ground that he is evicted
 25 by the landlord on account of the persistent exercise of any right from which he is debarred by express or implied agreement with his landlord; and so much of the fourteenth section of the Land Act as so enacts shall be and the same is hereby repealed; but nothing herein contained shall prevent the chairman in awarding
 30 compensation, from taking such conduct of the tenant, and the nature of all the circumstances of such agreement into account, in the manner provided by the eighteenth section of the Land Act.

Tenant not
debarred
from com-
pensation for
violating
rules of
estate.

19. The chairman in determining the fair letting value of the lands, or any other question arising under this Act or the Land Act,
 35 may, if he shall so think fit, call to his assistance two referees, to be appointed subject to his approval, one by the landlord and one by the tenant; and in case either party shall refuse to appoint such referee, the chairman shall appoint a person to act as referee on behalf of the person so refusing; but the opinion of such referees,
 40 or either of them, shall not be binding on the chairman, unless so far as he shall think fit to adopt the same.

Chairman
may call in
referees.

[21.]

A 4

A.D. 1877.

Chairman or
judge may
empanel
jury.

20. Upon the hearing of any claim under the Land Act or this Act, it shall be lawful for the chairman, if he shall so think fit, to refer any disputed fact or amount of compensation to a jury, in the same manner and with the same effect as to their verdict as he may do upon the trial of ordinary civil bill cases, and the like power may 5 be exercised by the judge upon the hearing of any appeal.

Landlord
and tenant
may agree
for fee farm
grant of
holding.

21. When any landlord and tenant agree under the thirty-second section of the Land Act for the sale of the holding to the tenant, they may, if they think fit, agree that such sale shall be carried out by the grant of a perpetuity to the tenant, subject to a fee farm 10 rent, and for all the purposes of the Land Act the grant of a perpetuity, subject to such a rent, shall be deemed and taken to be a sale of the holding to the tenant, within the meaning of the provisions of that Act, and an agreement for such grant shall be deemed and taken to be an agreement for a sale. 15

Yearly
tenancy
determinable
only on last
gale day of
year.

22. Whereas by the fifty-eighth section of the Land Act it is enacted that a notice to quit shall not, in the case of a tenant from year to year, take effect until after the expiration of a period of not less than six calendar months from the date of the service of the notice, such period of six calendar months, in the absence of 20 agreement to the contrary, to terminate on the last day of the current year, and doubts have arisen as to the meaning of such enactment, it is hereby declared and enacted, that in all cases of yearly tenancy of an holding within the meaning of the said section, unless there be a special agreement as to the time and 25 mode of determining such tenancy, the tenancy shall only be determinable by a notice to quit, expiring on the last gale day of any calendar year; and every notice to quit so served, and requiring the tenant to give up possession on such gale day, shall be sufficient to determine the tenancy, irrespective of the period of 30 the year at which such tenancy commenced, and such tenancy shall be determined on the day named in such notice in the same manner as if the tenancy had originally commenced upon a day of the year corresponding to such day, but no such notice to quit served after the passing of this Act shall have any force or effect unless same 35 be served twelve months before the day on which the tenancy is determined, and from and after the passing of this Act these provisions shall apply to any notice of quitting given by the tenant.

Repeal of
Notice to
Quit (Ire-
land) Act,
1876.

23. The provisions of the preceding section shall be deemed to 40 be in lieu and substitution of those contained in the Notice to Quit (Ireland) Act, 1876, and from and after the passing of this Act, the

said last-mentioned Act shall be and the same is hereby repealed: A.D. 1877.
 Provided always, that any notice to quit served before the passing
 of this Act shall have the same force and effect as if this Act had
 not been passed.

- 5 **24.** The stamp impressed upon any notice to quit shall be
 impressed with a distinctive die, having the words "notice to quit"
 imprinted thereon. Stamp on
notice to
quit to be
distinctive
one.
- 10 **25.** The term "limited owner" in the first part of the Land Act
 shall, for the purpose of leases authorised thereby, extend to and
 include any assignee of the estate of a limited owner as defined by
 such Act; provided always that nothing herein contained shall
 authorise any mortgagee of a limited estate to make such lease
 without the assent of the owner of the equity of redemption. Assignee of
estate of
limited
owner to
have power
of limited
owner.
- 15 **26.** The schedule mentioned in the sixth section of the Land
 Act, instead of being filed in the Landed Estates Court shall be
 filed in the office of the clerk of the peace of the county in which
 the lands are situate, and the clerk of the peace shall cause all
 such schedules to be kept among the records of the county, and
 shall enter their contents in a book to be kept by him, and to be
 20 called the land registry of such county. Schedule of
improve-
ments to be
filed with
clerk of the
peace.

PART III.

PROVISIONS ENABLING THE OCCUPIERS OF LAND TO OBTAIN CERTAIN AND SECURE TENURES.

- 25 **27.** Subject to the provisions herein-after contained, any person
 who shall be at the time of the passing of this Act or at any time
 thereafter the occupying tenant of any holding, the tenure and
 character of which would if his tenancy had been created after the
 passing of the Land Act entitle him to compensation on disturbance
 by his landlord under the third section of the Land Act, shall be
 30 entitled as herein-after mentioned to claim the benefit of this Act:
 Provided always, that in the case of a tenancy created after the
 twenty-fourth day of March one thousand eight hundred and seventy-
 seven, the occupying tenant shall be entitled to claim the benefit of
 this Act if the tenure and character of his holding would entitle
 35 him to claim compensation under any of the clauses of the Land Act.
 No contract or agreement of any nature or kind whatsoever here-
 tofore made or hereafter to be made, shall be valid or effectual to
 prevent the occupier of any such holding claiming the benefit of
 this Act, but every such contract or agreement, so far as it interferes
 40 with or is inconsistent with the provisions of this Act, shall be null
 and void.

[21.]

B

A.D. 1877.

Tenant to
serve notice.

28. The person who shall be the occupier of any such tenement in Ireland, and who shall desire to obtain the benefit of this Act, shall commence his proceedings by serving a notice in the form A. in the schedule to this Act annexed or to the like purport and effect, and it shall be sufficient to serve such notice upon the person 5 from whom the occupier shall hold such tenement as tenant, or upon the known agent or receiver of such person, and service of such notice shall and may be made in the same way as is now required in case of a claim for compensation under the Land Act.

Clerk of
petty sessions
to supply
notice.

29. The clerk of any petty sessions in Ireland shall have at all 10 times a sufficient number of printed forms of such notice in accordance with the schedule to this Act, and shall give one or more of such forms to any person applying for same on payment of the sum of *sixpence* for each copy.

Notice to be
served one
month before
land sessions.

30. It shall be sufficient to serve such notice one clear month 15 before the land sessions mentioned in such notice; and no further or other notice shall be necessary in order to enable the tenant to have his application heard, or to authorise the chairman to determine such application; and if the landlord does not appear at such land sessions the chairman may proceed in his absence. 20

To be served
for division
in which
lands situate.

31. Every such notice shall be served for the land sessions of the division in which the lands are situate, and, save as herein-before provided, shall be subject in all respects to the provisions of the Land Act regulating the hearing of claims for compensation under that Act, and all such provisions shall apply to the hearing of an 25 application under this Act.

Notice to
stay eject-
ment.

32. The service of any such notice shall operate and be effectual as a bar to and stay of all proceedings brought by any person whatever to evict the interest in the tenement of the person serving same; and in case of any ejectment, whether brought in the superior 30 courts or in any inferior court, it shall be lawful for any judge of the superior courts, or the judge of such inferior court, upon proof by affidavit of the service of such notice, to order either that such ejectment shall be stayed, or that same shall proceed without prejudice to the rights of the occupier to be established in any pro- 35 ceeding under the notice so served, and after the service of such notice, and until same shall be finally determined, no process or execution shall issue to disturb such occupier in possession of such tenement; and all proceedings in ejectment shall be subject to any right which the occupier may establish to a declaration of 40 tenancy under this Act.

Tenancy not
to be deter-

33. Every person who shall be at the time of the service of such notice the occupier of any tenement entitled to claim the benefit of

this Act, shall be entitled upon service of the said notice to hold the said tenement under the provisions of this Act at the rent and subject to the conditions herein-after mentioned, and to obtain from the chairman the declaration of tenancy herein-after mentioned, that is
 5 to say, upon proof that the person serving the notice is the occupying tenant within the meaning of this Act of the premises mentioned in the notice, the chairman shall give to such person a declaration of tenancy in the form B. contained in the schedule to this Act, and shall therein specify the rent to be paid by him in respect of such
 10 premises; and no person to whom a declaration of tenancy shall be so given shall be liable to have his tenancy determined by any notice to quit, nor shall be evicted from his holding unless in the cases herein-after mentioned and under the provisions of this Act.

A.D. 1877.
 —
 mined by
 notice to quit.

34. Save and except as it is otherwise provided by this Act, the
 15 interest of the tenant under such declaration of tenancy shall be deemed to be a tenancy from year to year, and shall, except as otherwise provided, be subject to all the incidents attachable by law to yearly tenancies in Ireland, including the liability to ejectment for nonpayment of rent.

Tenant to
 hold as
 tenant from
 year to year.

35. Every tenant holding under this Act shall be deemed to
 20 have entered into the following covenants with the lessor and his successors in title, and shall be liable to all the same remedies for enforcing such covenants or obtaining redress for their violation, as if he had entered into such covenants by a deed under seal:

Implied
 covenants on
 part of
 tenant.

25 First. To pay the rent reserved by such declaration in two even and equal half-yearly payments on every first day of May and first day of November, or such other days as may be specified in such declaration.

30 Second. Not to let such tenement, or any part thereof, to any person whatever without the consent in writing of the landlord.

Third. That he will not use the said holding or any part thereof for any other purposes than the purposes of an agricultural or pastoral holding without the consent in writing of the landlord.

35 Fourth. That he will not assign a portion of the said holding so as to subdivide the same without the consent in writing of the landlord.

But nothing in this section contained shall in any manner interfere with any duty or obligation incident by law to a tenancy from year to year.

40 **36.** Unless it shall be specially agreed to the contrary, every such declaration of tenancy shall be deemed to contain a reservation to the lessor of all royalties, mines, minerals, and quarries, with liberty to the lessor to enter on the premises for the purposes of digging and searching for mines and minerals, making full compensation to the

Reservations
 to be implied.

A.D. 1877. — tenant for any injury done in such digging and searching; it shall be also deemed to include a reservation to the lessor of a right of entering on the premises by himself, his servants, or licensees for the purposes of fishing, sporting, or in pursuit of game, making in like manner full compensation for any actual injury done to the tenant 5 by such entry.

Ejectment
for persistent
and malicious
waste.

37. If at any time judgment in an action for waste shall be recovered against any tenant holding under a declaration of tenancy, or if any injunction shall be obtained against him to restrain him from committing waste, and such tenant after such injunction or 10 such judgment shall wilfully and maliciously persevere in committing the same or any other waste upon the lands, it shall be lawful for the lessor to apply to the land tribunal for liberty to bring an ejectment as if notice to quit had been duly served, and if such liberty shall be granted it shall be lawful for the lessor, on giving proof 15 of the malicious and wilful waste, to recover possession of the lands in said ejectment, in like manner and with the same consequences as if such tenancy had been duly determined by notice to quit.

Acts not to
be deemed
violation of
covenant
against
subdivision.

38. None of the following acts or things shall be deemed to be a violation of the herein-before mentioned covenant against sub- 20 division :

Letting the lands or any portion of them in conacre according to the usual course of husbandry :

Letting furnished lodgings :

Letting the whole or part of the house upon such lands with any 25 portion of the premises for any temporary purpose :

Letting any house standing upon the lands at the time of the declaration of tenancy, and which had been usually let by the tenant of such lands.

Labourers
cottages may
be erected.

39. Notwithstanding the said covenant it shall be lawful for the 30 tenant of any farm containing thirty acres or upwards, to erect upon such farm one labourer's cottage for every quantity of thirty acres contained on his holding, and to let same to any agricultural labourer, together with any quantity of land not exceeding one acre. 35

Farms of
sixty acres
may be sub-
divided.

40. Where any farm shall exceed *sixty* acres and shall be valued in the general valuation at an annual sum of not less than *sixty* pounds, it shall be lawful for the tenant to assign any portion of the lands not less than *thirty* acres in extent, and not less than *thirty* pounds annual value; provided always that the portion of the 40 farm remaining in the hands of the tenant after such assignment or letting shall not be less in extent than *thirty* acres, and of an annual value of not less than *thirty* pounds, and that no rent whatever be

reserved to the person assigning such portion; and that the assignee of such portion shall not directly or indirectly covenant and agree to pay any portion of the rent of the holding exceeding the proportion which the portion so assigned to him would bear to the entire value of the holding.

A.D. 1877.

41. All lettings or assignments made in contravention of this Act, shall, except for authorising the proceedings herein-after mentioned, be absolutely null and void. Every such letting or assignment shall be deemed to be a wrongful act for which the landlord may recover damages jointly against the tenant making the letting and the person or persons taking such letting. The landlord may in addition to the ordinary writ of injunction, pray for and obtain a special writ of injunction to put him in possession of the lands illegally assigned or let, and he shall have liberty to retain possession of same until the tenant shall have paid him the damages and costs recovered in such action, upon payment of which within six months after possession taken the tenant shall be entitled to the restoration of the lands. The possession by any person of a portion of the lands shall be *prima facie* evidence that such portion was let or assigned.

Remedy
against sub-
division.

42. The declaration of tenancy shall be conclusive as against all persons whatsoever of the right of the tenant to hold the tenement for the term and at the rent therein mentioned, and the interest thereby created shall bind all interests in said lands; but all parties claiming any interest in such lands shall and may assert their title subject to such interest in the same manner as they might have done if no declaration of tenancy had been made, and the interest thereby created shall not be a bar to any ejectment brought to recover such lands by any person claiming the lessor's interest subject to such tenant's interest, nor shall it invalidate or affect, or be invalidated or affected by, any surrender of any lease or interest in said lands, but the rents reserved in such declaration shall be payable to, and the conditions contained therein shall enure to the benefit of the person entitled to the immediate ownership of such lands for the time being subject to such term; but nothing herein contained shall take away the jurisdiction of a court of equity to set aside any such declaration of tenancy where same shall be obtained by fraud, or to declare any person who shall obtain such declaration of title to be a trustee for any person who may be really entitled to the lessee's interest in such lands.

Declaration
of tenancy
conclusive.

The declaration of tenancy delivered to the tenant by the chairman shall for all purposes be deemed to be and treated as the title

[21.]

B 3

A.D. 1877. deed of the tenant to his interest in the farm. Any tenant may at any time, upon delivering up the said declaration or showing to the satisfaction of the land tribunal after compliance with any directions given by such tribunal that same has been lost, obtain a new declaration in his own name. 5

If the land tribunal shall refuse to give a declaration of tenancy to the person applying for same it shall make an order stating the grounds of such refusal, and every such order shall be subject to appeal in the manner provided by the Land Act.

Partial bequest void.

43. Any devise or bequest of lands held under any such declaration of tenancy to more than one person or any devise or bequest of a portion of such lands shall be absolutely null and void, but nothing herein contained shall prevent any person from charging such lands by his last will and testament, or by any deed executed in his lifetime, with such charges in favour of one or more person or persons as he may think fit. 10 15

Mode of fixing rent.

44. In fixing the rent to be specified in the declaration of tenancy the chairman shall proceed in manner following, that is to say, the rent to be fixed shall be that which a solvent and responsible tenant could afford to pay, fairly and without collusion, for the premises after deducting from such rent the addition to the letting value of the premises by any improvements made by the tenant or his predecessors in title in respect of which the tenant on quitting his farm would be entitled to compensation under the provisions of the Land Act. 20 25

Arbitrators to be appointed.

45. If the landlord and tenant shall not agree upon the rent to be specified in the declaration of tenancy, same shall be left to the decision of three arbitrators, one to be named by the landlord and one by the tenant, and a third by the two so named. If either party does not appear or refuse or neglect to name an arbitrator the chairman shall name a person to act as arbitrator on behalf of the party so neglecting or refusing. 30

Tenant may serve notice of claim for improvements.

46. If the tenant shall claim any deduction from the rent on account of improvements executed by him or his predecessors in title, he shall serve along with his claim under this Act a notice specifying the improvements which he shall claim as executed by himself or his predecessors in title, and the chairman shall, if same be not admitted by the landlord, examine into such claim, and shall determine as to which of such improvements the tenant is entitled to claim a reduction of rent. The arbitrators shall not take into account in allowing a reduction of rent any improvements except those to which the chairman shall declare the tenant to be so 35 40

entitled, and the chairman shall hand to them, for the purpose of making their award, a schedule of the improvements in respect of which he shall declare the tenant so entitled. In making their award as to the amount of rent to be fixed, the arbitrators shall
 5 separately state the rent which they find a solvent and responsible tenant could afford to pay for such premises, and the annual sum which they find ought to be deducted from that rent on account of the value added to the farm by the tenant's improvements.

47. Before entering on the arbitration each arbitrator shall
 10 either before the chairman in open court or before any magistrate of the county, at any time after the termination of the land sessions, make and subscribe the following oath or affirmation :

Oath of arbitrator.

I, appointed (arbitrator) in regard to a claim in which is claimant and is respondent,
 15 do solemnly and sincerely promise and swear that I will honestly and truly, and to the best of my skill and judgment, assess the rent which I believe in my conscience a solvent and responsible tenant could afford to pay, fairly and without collusion, for the farm which is the subject of such claim, and I shall further honestly and
 20 truly, and to the best of my skill and judgment, assess the annual sum which I believe in my conscience ought to be deducted from such rent on account of the addition to the letting value of the farm in consequence of the improvements mentioned in the schedule now handed to me.

25 48. The award of the arbitrators may be made on personal inspection of the lands, or with or without such inspection, on such evidence of value as they may think it necessary to receive. Their award may be handed in in open court during the land sessions at which they are appointed or lodged afterwards with the clerk of the
 30 peace. It shall be in the form C. in the schedule to this Act, of which form the clerk of the peace shall have in his office printed copies to be supplied to any one demanding the same and paying for each the sum of *sixpence* and no more. Unless same shall be set aside in manner herein-after mentioned, their award shall be
 35 final and conclusive.

Proceedings on arbitration.

49. The chairman shall have the same jurisdiction of setting aside an award for fraud or for misconduct of the arbitrators as may be exercised by any court of common law over an award pending in such court.

Chairman may set aside award.

40 50. If at the next session after the appointment of any arbitrators an award shall not have been made, the chairman may direct

Jury may be empannelled.

[21.]

B 4

A.D. 1877. — them to proceed anew, or, if he shall so think fit, he may desire the appointment in manner herein-before mentioned of new arbitrators.

Parties may refer dispute to court of arbitration.

51. The parties may, if they shall so think fit, at any time after the tenant's claim shall be served, refer the question of the rent to be fixed to a court of arbitration appointed and proceeding in manner 5 appointed by the Land Act; they may agree upon any mode of fixing the rent, either by verbal agreement or otherwise, and if it shall be proved to the satisfaction of the chairman that such agreement was entered into, and that the rent had been fixed on can be ascertained in pursuance of same, he shall, if it appears to him to 10 be just to both parties so to do, ascertain and fix the rent in accordance with such agreement.

Order to be made on objection.

52. If the landlord or any other person interested shall appear before the chairman and object that the person claiming as occupier is not entitled to the benefit of this Act, the chairman 15 shall hear evidence on such objection, and shall make such order as to him shall appear to be just, and any order he shall make shall, save as heretofore mentioned, be conclusive as to such right.

Chairman may adjourn hearing.

53. Before deciding upon such objection or upon the amount of rent to be fixed the chairman may examine the applicant and all other 20 persons who may appear before him to ascertain the persons interested in such land, and in any case in which it shall appear to him that the immediate lessor is not the owner in fee of such lands, he shall, if in his discretion he shall so think fit, adjourn the determination of any such question either as to right or value, to 25 give any other parties interested an opportunity of appearing before him.

And direct notices to be served.

54. In all cases whether within the preceding sections or not the chairman shall have power, upon the hearing of any such notice, and whether any person shall appear to oppose same or not, to adjourn 30 the hearing of the same from day to day or from sessions to sessions, and to direct any notices to be served upon any person and to call for any evidence as in his discretion he shall see fit, and he shall hear all persons interested who shall appear before him whether they have been served with notice or not. 35

Map of lands may be annexed.

55. The chairman may at the request of either party, but at the expense of the party so requesting, annex to the declaration a map or plan of the farm which is the subject of it. In any case in which the first gale would occur before a full half year of the new rent shall be due, he shall specify in the declaration the 40 amount payable on such gale day.

56. In any case in which the chairman shall sign a declaration of tenancy or shall refuse to sign same he shall have power to award either to the landlord or tenant, or any other party appearing before him, all such costs as shall seem to him to have been caused by unreasonable conduct of either of such parties, and shall have power to order by whom and to whom such costs shall be paid.

A.D. 1877.

Power to give costs.

57. No proceeding under this Act shall be defeated, delayed, or held invalid for any formal or technical defect, and the signing of the declaration of tenancy by the chairman or judge shall be in all courts and for all purposes conclusive proof that all preliminaries necessary to give the land tribunal jurisdiction were complied with.

Proceedings not to be held invalid for formal defects.

58. No tenant holding under a lease executed before the passing of this Act shall be entitled to apply for a declaration of tenancy to take effect during the continuance of such lease, he may nevertheless at any time within *twelve months* before the expiration of such lease serve his claim for a declaration of tenancy under this Act, and the chairman may hear such claim and may make a declaration of tenancy to take effect on the expiration of the lease.

59. The persons in occupation of any lands held under such lease shall be at liberty at any time within *one month* after the expiration or other determination of such lease to give notice of a claim under this Act, and, subject to the provisions of this Act, the person signing such notice shall be deemed an occupying tenant within its meaning.

Persons holding under leases not entitled to apply.

60. A lease made after the passing of this Act shall not nor shall any covenant therein contained be a bar to a proceeding by a tenant to obtain a declaration of title under this Act, unless same shall be bonâ fide made for a term of not less than *forty-one* years at a rent not exceeding the fair letting value of the lands, and shall not contain any covenants other than those usual in leases.

Provision as to future leases.

61. If upon the hearing of any application under this Act it shall appear that the tenant owes any arrears of rent, it shall be lawful for the chairman to award and direct, if he shall so think it just so to do, that the declaration of title shall not issue unless and until such arrears or any portion of them, not in any case exceeding the amount of one year's rent, as ascertained by the declaration of tenancy, together with any costs of proceedings to recover that rent which the chairman shall think it reasonable to allow, shall be paid to the landlord or lodged with the clerk of the peace, and in case such sum shall not be so paid or lodged within *six months* after the date of such order, the declaration of tenancy shall be null and

Arrears of rent to be paid.

A.D. 1877.

void, and the landlord may proceed to recover possession of the land as if this Act had not been passed.

Lord Lieutenant to appoint inspectors of prices.

61. And whereas it is right and expedient that rent ascertained under the provisions of this Act should vary with any change in the value of the land which shall not be caused either by the improvements of the tenant, or by any deterioration of the farm caused by his misconduct or neglect, and the average of agricultural produce is an important element in any change in the value of agricultural land :

Be it therefore enacted, that immediately after the passing of this Act, the Lord Lieutenant, by and with the advice and consent of the Privy Council, shall nominate and appoint *three* persons to be inspectors of prices, and to discharge the duties herein-after mentioned.

Inspectors to ascertain average prices.

62. The said inspectors shall proceed to fix and ascertain for each county in Ireland the market which may most properly and conveniently be taken as supplying a list of the price of each of the following articles of agricultural produce, that is to say, of beef, of mutton, of wheat, of oats, of barley, and of flax, and when they have so ascertained and fixed such markets they shall publish a list of same in the Dublin Gazette, and they shall also proceed to ascertain and fix, and shall publish in like manner, the average which each of the said commodities has fetched in the market so selected for the seven preceding years, and they shall also in each and every year make and publish in the Gazette, at such time as they may be directed by the Lord Lieutenant, for each of said markets a list of the average prices during the year of each of said commodities and of any other commodities which the Lord Lieutenant shall direct.

Gazette conclusive.

63. The production of a Dublin Gazette containing a publication purporting to contain any of the lists so made out by the said inspectors, shall be conclusive evidence that such list has been duly made out.

Landlords or tenant may apply for periodical adjustment of rent.

64. It shall be lawful for either the landlord or tenant of any holding as to which a declaration of title shall have been made under this Act, at any time after *twenty-one* years from such declaration of title, and from time to time after *twenty-one* years from any new adjustment of rent as herein-after mentioned, to apply to the land tribunal for a re-adjustment of the rent then payable in respect of such holding. Notice of such application shall be given by the tenant to the landlord in manner herein-before prescribed on the application for the original declaration of tenancy, and by the landlord to the tenant by

delivering such notice to him personally, or by leaving same at the dwelling house, on the lands, or in such other manner as the chairman shall by any special order direct; all the rules herein-before provided as to the hearing of the original claim shall be applicable to the hearing of a claim for re-adjustment of rent; and save as is herein-after provided the rent to be payable in future for the holding shall be ascertained in the same manner and subject to the same rules, conditions, and procedure as on a claim for a declaration of tenancy.

A.D. 1877.

- 10 **65.** In estimating the yearly sum to be assessed and allowed for the value added to the farm by the tenant's improvements the arbitrators or other persons or person ascertaining the rent to be paid in future shall include in their estimate of such sum all improvements which shall appear to them to add to the letting value of the farm since the last ascertainment of rent; and in estimating such value they shall take into account the amount of the rent previously fixed and any variations in the price of agricultural produce which shall have occurred since it was so fixed.

Value of improvements not to be included in new rent.

- 20 **66.** The rent so ascertained shall be the rent thereafter to be paid for the said holding in lieu and stead of the rent aforesaid in the original declaration of tenancy, and the chairman shall grant either landlord or tenant a declaration in the form D. mentioned in the schedule to this Act of the rent so ascertained.

New declaration to be given.

- 25 **67.** Every arbitrator or other person taking part in such re-adjustment of rent, instead of the oath herein-before mentioned, shall make and subscribe the following oath :

Oath of arbitrator.

- " I, _____, appointed as an arbitrator (or juror) in respect of the claim made for the re-adjustment of rent in respect of the holding (_____) of which _____ is landlord and _____ is tenant, do solemnly and sincerely swear that I will well and truly, and without fear, favour, or affection fulfil my office of _____ .
- " I will well and truly and to the best of my skill and judgment fix and assess the rent which a solvent and responsible tenant could afford, fairly and without collusion, to pay for such holding if same were now in a due and proper state of cultivation; and I will also well and truly and to the best of my skill and judgment ascertain and assess the annual sum which I shall in my conscience believe to be now added to the letting value of the said lands by improvements effected by the said tenant, or those who were tenants before him, since the _____ , being the day on which the rent now payable was fixed."

A.D. 1877.

—
Orders may
be appealed
from.

Judges to
make rules.

68. Except where it is otherwise provided any order made by the land tribunal under this Act shall be subject to appeal in the manner provided by the Land Act.

69. All the powers conferred upon the judges of the Court for Land Cases Reserved by the thirty-first section of the Land Act, 5 and all the provisions of the said section, shall apply to proceedings under the third portion of this Act, and the judges of the said court or any five of them as provided by this Act shall, within three months after the passing of this Act, make such new and additional rules not inconsistent with this Act as may be 10 necessary for carrying its provisions into effect.

A.D. 1877.

SCHEDULE.

FORM A.

NOTICE OF CLAIM.

SIR,

5 I HEREBY give you notice that it is my intention at the next
land sessions to be held at the town of Ballibay, to apply for a
declaration of tenancy under the Land Tenure Act, 1877, in respect
of the lands of Avilreagh , which I now hold as
tenant from year to year to you [*or*, which I now hold as your
10 tenant under a lease for years, which will expire on
] [*or*, which I lately held as your tenant under a lease which
terminated on].

And I further give you notice that in fixing the rent to be paid
in future for such lands, I will claim that the letting value of
15 the land is now increased by the annual sum of fifteen pounds, in
consequence of the improvements effected by myself or my prede-
cessors in title, and which are specified in the schedule hereunto
annexed.

To John Bond, Esq.,
20 The landlord of said
lands.

William Moffat,
Tenant of the said
lands.

December 1st, 1877.

FORM B.

DECLARATION OF TENANCY.

25

Between John Delany, Claimant, and John Adams, Respondent.

In the matter of a claim made by John Delany, of Castlerea,
for a declaration of tenancy under the Land Tenure Act,
1877, as to the lands of Castlerea, in the parish of Cloyne,
barony of Imokilly, and county of Cork.

30 I, the judge presiding at the land sessions held this day for the
division of Midleton, at Midleton, in the same county, do hereby
declare that the said John Delany holds the lands of Castlerea, con-
taining thirty-five acres or thereabouts, and bounded (describe the
boundaries) or [as same are set out upon the plan or map hereunto
35 annexed] as tenant under the provisions of the Land Tenure Act,

[21.]

C 3

A.D. 1877. 1877, subject to the reservations and provisions in that Act contained, and at the annual rent of thirty-five pounds, payable in two equal half-yearly payments, payable on the first day of May and first day of November, the first payment of seventeen pounds ten shillings to be made on the first day of May next. 5

Given under my hand this 12th day of January 1877.

W. Robinson,
Judge.

Noble Johnson,
Clerk of the Peace. 10

FORM C.

AWARD OF ARBITRATORS.

In the matter of a claim of John Morris, Claimant, Charles Boyd, Respondent, the said John Morris claiming a declaration of tenancy in that part of the lands of Segahan, now 15 (or lately) held by him as tenant to the said Charles Boyd.

We, William James and Henry Thompson, two of the arbitrators appointed to inquire into the value of the lands the subject of said claim, do hereby find and declare as to the said lands of Segahan, now held by the said John Morris as tenant to the said Charles Boyd, 20 which lands are the subject of the claim of the said John Morris.

That the rent of thirty pounds a year and no more is the rent which a solvent and responsible tenant could afford, fairly and without collusion, to pay for the said lands.

And we further find and assess that the annual sum added to 25 the letting value of the said lands by the improvements contained in the schedule handed to us amounts to eight pounds five shillings and no more.

Given under our hands this 15th day of May 1877.

(Signed) *William James.* 30
Henry Thompson.

A.D. 1877.

FORM D.

Between Thomas Adams, Claimant, and James Delany,
Respondent.

5 In the matter of a claim made by the said Thomas Adams for a
re-adjustment of the rent of the lands of Castlerea, in the
barony of Imokilly, and county of Cork, which the said
Jas. Delany now holds as tenant to the said Thomas Adams
under a declaration of tenancy duly made at a land sessions
held at Midleton, on the 12th day of January 1877, between
10 John Delany, Claimant, and John Adams, Respondent.

I, the judge presiding at the land sessions held this day at
Midleton, for the division of Midleton, in the county of Cork, do
hereby declare and determine that the rent payable in future for the
said lands shall be the sum of forty pounds in lieu and instead of
15 the sum of thirty-five pounds specified in the said declaration of
tenancy; the first gale of twenty pounds of such new rent to be
payable on the first day of May next.

Given under my hand, this 12th day of January 1898.

20 (Signed) James Harris,
Judge.
Noble Johnson,
Clerk of the Peace.

Land Tenure (Ireland).

A

B I L L

To amend the Laws relating to the
Tenure of Land in Ireland.

*(Prepared and brought in by
Mr. Butt, Mr. Downing, Mr. Richard Smyth,
Mr. Meldon, and Mr. Ennis.)*

*Ordered, by The House of Commons, to be Printed,
9 February 1877.*

[Bill 21.]

Under 4 oz.

A

B I L L

FOR

The Amendment of the Law of Evidence in certain cases of A.D. 1877.
Misdemeanor.

WHEREAS it is expedient further to amend the law of evidence :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and
5 Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. On the trial of any indictment or other proceeding for the non-repair of any public highway or bridge, or for a nuisance to any public highway, river, or bridge, and of any other indictment or
10 proceeding instituted for the purpose of trying or enforcing a civil right only, every defendant to such indictment or proceeding, and the wife or husband of any such defendant, shall be admissible witnesses and compellable to give evidence.

[Bill 112.]

Law of Evidence Amendment.

A

B I L L

**For the Amendment of the Law of
Evidence in certain cases of Mis-
demeanor.**

*(Prepared and brought in by
Mr. Morgan Lloyd and Mr. Herschell.)*

*Ordered, by The House of Commons, to be Printed,
8 March 1877.*

[Bill 112.]
Under 1 oz.

A
B I L L

TO.

Amend the Law relating to Legal Practitioners.

A.D. 1877.

WHEREAS it is expedient to amend the law relating to legal practitioners:

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

1. This Act may be cited as "The Legal Practitioners Act, 1877." Short title.

2. Every person who shall have been a barrister-at-law for a period of not less than five years, and who, after having ceased to be a barrister-at-law, shall have served under articles of clerkship for a period of two years to a practising solicitor, and shall have been examined in such manner as shall be provided from time to time by regulations to be issued by the Presidents of the Queen's Bench, Common Pleas, and Exchequer Divisions of the High Court of Justice and the Master of the Rolls, and shall have taken the oaths directed to be taken by solicitors, shall be entitled to be admitted and enrolled as a solicitor of the Supreme Court.

Barristers to be admitted and enrolled as solicitors on certain conditions. 23 & 24 Vict. c. 127. s. 3.

3. Every person who shall have been a solicitor of the Supreme Court for a period of not less than five years, and after ceasing to be a solicitor shall have been a student of one of the Inns of Court for a period of two years, and shall have passed the usual examinations for the degree of barrister-at-law, shall be entitled to be called to the bar.

Solicitors to be called to the bar on certain conditions.

4. No bill of sale, assignment, transfer, or other document mentioned and comprised in the Act of the seventeenth and eighteenth years of Her Majesty, chapter thirty-six, and an Act or Acts amending the same, and thereby required to be registered, shall be of any force, power, or effect unless there shall be present a qualified practitioner on behalf of the person making or giving such document, expressly named by him, and attending by his request to inform him of the nature and effect of the same before the same is

Attestation of bills of sale. 17 & 18 Vict. c. 36.

[Bill 43.]

A.D. 1877. — executed; and such qualified practitioner shall subscribe his name as a witness to the due execution thereof, and thereby declare himself to be a qualified practitioner, and state that he acts on behalf of the person making or giving the same.

Powers of
commis-
sioners for
oaths.
36 & 37 Vict.
c. 66. s. 82.

5. Every solicitor who at the time of the passing of this Act is authorised to administer oaths in the Supreme Court of Judicature in England is hereby authorised to exercise his functions as such commissioner, so long as he continues to be entitled to act as such commissioner, without regard to any limit of place named in any commission for oaths at any time heretofore granted to him. 5 10

Solicitors
qualified to
practice in
all the Ec-
clesiastical
Courts.

6. Every person duly qualified to practice as a solicitor in the High Court of Justice in England may practice in all the Ecclesiastical Courts in England and Wales.

Surrogates or
persons other
than qualified
practitioners
not to act as
such in pre-
paring papers
for obtaining
grants of
probate or
letters of ad-
ministration.

7. Any surrogate or other person not being a qualified practitioner who for or in expectation of any fee, gain, or reward, either directly or as the agent of any other person whether a qualified practitioner or not, takes instructions for or draws or prepares any papers on which to found a grant of probate or of letters of administration, shall be guilty of an offence within the meaning of the twelfth section of the Attorneys and Solicitors Act, 1874; but nothing in this section contained shall be construed to affect any remedy against any such person under any other Act or Acts whatsoever. 15 20

Interpreta-
tion clause.

8. The term "qualified practitioner" in this Act means and includes any serjeant-at-law, barrister-at-law, certificated solicitor, proctor, notary public, certificated conveyancer, special pleader, or draughtsman in equity. 25

The term "Ecclesiastical Courts" in this Act means and includes all courts and persons exercising power, authority, or jurisdiction in matters ecclesiastical in England and Wales.

30

Extent of
Act.

9. This Act shall not extend to Scotland or Ireland.

Legal Practitioners.

A

B I L L

To amend the Law relating to Legal
Practitioners.

*(Prepared and brought in by
Mr. Gordon and Mr. Charley.)*

*Ordered, by The House of Commons, to be Printed,
9 February 1877.*

[Bill 48.]

Under 1 oz.

A

B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the City of Norwich and the Boroughs of Walsall and Wolverhampton. A.D. 1877.

WHEREAS the Local Government Board have, as regards the city and boroughs herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Artizans and Labourers Dwellings Improvement Act, 1875 :

5 And whereas it is requisite that the said Orders should be confirmed by Parliament :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled,
10 and by the authority of the same, as follows :

1. Subject to the provisions of this Act, the Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in schedule confirmed.

15 2. The provisional order confirmed by this Act, authorising the urban sanitary authority for the borough of Wolverhampton to carry into execution the improvement scheme therein mentioned, shall be modified to the extent and in the manner following : Modification of the improvement scheme relating to the borough of Wolverhampton.

(1.) Where before the passing of this Act the said urban
20 sanitary authority shall have entered into any agreement with respect to the purchase and taking of any lands for the purposes of the said scheme, the said authority shall only purchase and take the same subject to and in accordance in every respect with the terms of and exceptions
25 contained in such agreement.

[Bill 255.]

A

2 *Local Government Board's Provisional Orders* [40 & 41 VICT.]
Confirmation (Artizans and Labourers Dwellings).

A.D. 1877.

- (2.) In addition to the lands and premises specified in article one of the provisional order, the lands and premises numbered four on the plan therein referred to shall be included in the said scheme, for the purpose of making it efficient for sanitary purposes, and for widening the existing approaches 5 to the unhealthy area, or for opening out the same for the purposes of ventilation or health, but shall not be taken to form part of the unhealthy area.
- (3.) Articles two and three of the said provisional order shall not be confirmed. But no part of the area to which the 10 scheme relates shall be cleared of buildings until accommodation has been provided, either upon the land referred to in the resolution of the said authority passed on the fifth day of March one thousand eight hundred and seventy-seven, and set forth in the said order, or upon 15 other land in the vicinity of the said area, and approved by the Local Government Board, for at least three hundred persons of the working class displaced in carrying the said scheme into execution.

When such accommodation has been provided, one tenth of 20 the area to which the scheme relates may be cleared of buildings; but no further clearance shall take place until dwellings have been completed upon some part of the lands aforesaid, or on part of the said area, for the number of persons of the working class to be displaced by such 25 clearance; and the same provision shall apply as regards the clearance of the remainder of the said area.

Short title.

3. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Artizans and Labourers Dwellings) 30 Act, 1877.

SCHEDULE.

A.D. 1877.

CITY OF NORWICH.

*Provisional Order for confirming an Improvement Scheme under the
Artizans and Labourers Dwellings Improvement Act, 1875.*

- 5 To the Mayor, Aldermen, and Citizens of the City of Norwich, being
the Urban Sanitary Authority for that City; —

And to all others whom it may concern.

- WHEREAS the Artizans and Labourers Dwellings Improvement Act,
1875, provides for the making of schemes for the improvement of any areas
10 in Urban Sanitary Districts in England containing, according to the last
published Census, for the time being a population of twenty-five thousand
and upwards, which are unfit for human habitation, and which, in the opinion of
the Local Authorities for such Districts, are unhealthy areas within the meaning
of that Act; and it provides that a Local Authority, on being satisfied by
15 official representation, made in accordance with the provisions of that Act,
that any such area is unfit for human habitation, and of the unhealthiness
thereof, and of the sufficiency of their resources, shall pass a resolution to the
effect that such area is an unhealthy area, and that an Improvement Scheme
ought to be made in respect thereof, and shall, after passing such a resolution,
20 forthwith proceed to make a scheme accordingly; and the said Act further
provides that, in respect of each Urban Sanitary District, the Urban Sanitary
Authority thereof shall be the Local Authority for the purposes of that Act;

- And whereas the City of Norwich is an Urban Sanitary District, containing,
according to the last published Census, a population of twenty-five thousand
25 and upwards, and the Mayor, Aldermen, and Citizens, acting by the Council,
are the Urban Sanitary Authority of such District;

- And whereas an official representation having been made to the said Urban
Sanitary Authority, in accordance with the provisions of the said Act, that
the District situated in the Parish of Saint Paul, and immediately surrounding
30 Saint Paul's Church and Saint Paul's Plain, and within the said Urban
Sanitary District, together with certain of the houses, courts, and alleys
therein, is unfit for human habitation, and that the sanitary defects in such
area can only be effectually remedied by an Improvement Scheme such as is
contemplated by the above-recited Act, and the Urban Sanitary Authority,
35 being satisfied of the truth of such representation, and of the sufficiency of their
resources, declared that the area described in the said representation is an
unhealthy area, and directed an Improvement Scheme to be made in respect
of such area;

- And whereas the said Urban Sanitary Authority, after the passing of the
40 said resolution, made an Improvement Scheme, accompanied by a map, plans,
particulars, and estimates, which Scheme is to the following effect; that is to
say:—

[255.]

A 2

4 *Local Government Board's Provisional Orders [40 & 41 VICT.]*
Confirmation (Artizans and Labourers Dwellings).

A.D. 1877.

IMPROVEMENT SCHEME FOR ST. PAUL'S AREA.

It is proposed that the Urban Sanitary Authority for the said City shall acquire power under the above-mentioned Act to take compulsorily and deal with for the purposes of the Scheme all the lands, houses, and premises comprised within the broken and dotted blue marginal lines on the plan marked A. accompanying the said 5 Scheme, a duplicate whereof has been deposited as herein-after mentioned.

The Scheme comprises the removal of the present buildings within the said blue marginal lines, and the laying-out, formation, and drainage of a new main street, together with the widening of certain existing streets and the formation of certain back streets, and such other street approaches, communications, alterations of level, 10 stopping up, widening, or diversion of existing streets, and otherwise, as are shown on the plans accompanying the Scheme; it also provides for the appropriation of a portion of the unhealthy area for the erection of suitable dwellings for, or in some other manner for the accommodation of, at least as many of the working classes as will be from time to time displaced within such area. 15

The area included in the Scheme is about two acres, of this about thirteen thousand five hundred and three square feet is at present not built upon, and on this it is proposed to build the first set of cottages, so as to provide house accommodation for the persons displaced before removing any of the present 20 tenements.

The churchyard, which contains about half an acre, is not included in the above area.

The present population is about five hundred and five.

The number of the houses is one hundred and forty-four.

The rateable value is six hundred pounds. 25

The area now covered by buildings is about forty-six thousand seven hundred and eighty-six square feet, and that covered by courts and alleys about thirty-three thousand four hundred and eighty-seven square feet.

The new main street will be thirty-six feet in width, and will be drained into the existing sewers, being provided with footpaths of six feet in width on each side, and 30 being completely formed.

The gradient will be easy.

The present alleys round the churchyard, which are now only ten feet in width, will be widened to twenty feet, with a footpath on one side. The street called St. Paul's Opening will be widened to thirty feet, its present average width being 35 only fifteen feet, thus continuing the line of the adjoining street.

The streets enclosing the area will remain as at present.

Comparative table of areas as at present arranged and as proposed to be arranged by the Scheme.

	As at present. sq. ft.	As proposed. sq. ft.	40
Area covered with buildings -	46,786	43,702	
Area of yards, courts, alleys, and streets -	33,487	50,074	
Area of unoccupied ground proposed to be first built upon -	13,503	—	45
Population -	505	505	
Total cubic space of house room per head of population -		1,140	
Cubic feet of per head sleeping room -		520	50

[40 & 41 VICT.] *Local Government Board's Provisional Orders 5*
Confirmation (Artizans and Labourers Dwellings).

Plain substantial roomy cottages, ventilated on two sides, are proposed to be built in rows to suit the arrangement of the different streets, with accommodation as therein shown in detail. A.D. 1877.

It is proposed to provide two ground-floor rooms and two of the bedrooms with 5 fire-places.

Each house will have a separate and distinct convenience, with a dust-bin to every pair of houses, and each house will also have a separate yard with a distinct drainage, and the rows of cottages will be separated at the back by a passage of twelve feet in width, and there will be a space of from thirty-six to forty-one feet 10 between the backs of the houses themselves.

A supply of water will be laid on to each yard, and the Urban Sanitary Authority will enforce the construction and maintenance of all proper sanitary arrangements.

The estimated cost of the Scheme is as follows :—

					£
15	Sites and Old Buildings	-	-	-	9,000
	New Buildings	-	-	-	11,000
	Roads, Drainage, and Waterworks	-	-	-	800
	Total	-	-	-	<u>20,800</u>

And whereas the said Urban Sanitary Authority having complied with the 20 provisions contained in Section 6 of the above-recited Act with respect to the publication of an advertisement and the service of notices, presented a Petition to the Local Government Board, who are in that Act referred to as the "confirming Authority," praying that an Order might be made confirming such Scheme, which Petition was accompanied by a copy of the said Scheme, and a 25 statement of the owners or reputed owners and lessees or reputed lessees who had dissented in respect of the taking of their lands, and was supported by such evidence as the Local Government Board required.

And whereas on consideration of the Petition, and on proof of the publication of the proper advertisements, and the service of the proper notices, the Local 30 Government Board thought fit to proceed with the case, and directed a local Inquiry to be held, in accordance with the provisions of Section 6 of the said Act ;

And whereas upon a local Inquiry being directed, an Inspector was sent by the Local Government Board to the area to which such Inquiry related, for the 35 purpose of making an inquiry into the correctness of the official representation made to the said Urban Sanitary Authority as to such area being an unhealthy area, and into the sufficiency of the Scheme provided for its improvement, and into any local objections to such Scheme ;

And whereas, before commencing such Inquiry, the Inspector made public, by 40 advertisement, his intention to make such Inquiry, and stated the time and place at which he would be prepared to hear all persons desirous of being heard upon the subject thereof, in accordance with the provisions of Section 17 of the above-recited Act ;

And whereas report has been made upon such Inquiry, and has been received 45 by the Local Government Board :

[255.]

A 3

6 *Local Government Board's Provisional Orders* [40 & 41 VIOT.]
Confirmation (Artizans and Labourers Dwellings).

A.D. 1877. Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do, except as herein-after mentioned, but subject to the provisions of the said Act, hereby confirm the Improvement Scheme made by the Urban Sanitary Authority for the City of Norwich as aforesaid, and do hereby declare the limits of the area to which the said Scheme relates to be as follows; viz. :

The area situated in the Parish of Saint Paul, and comprised within the broken and dotted blue marginal lines on the plan of the said area marked A., accompanying the said Scheme, a duplicate of which plan has been deposited at the offices of the City Surveyor, Fishmarket, Norwich. 10

And We do hereby authorise such Scheme to be carried into execution as soon as this Order shall have been confirmed by Parliament, subject to the following conditions and modifications; viz. :

I. The plot of land numbered 145 on the said plan marked A., and duplicate shall be appropriated for the purpose of providing for the accommodation of the persons of the working class displaced in the area with respect to which the said Scheme relates. 15 .

II. No part of the area to which the said Scheme relates shall be cleared of buildings until accommodation shall have been provided by the said Urban Sanitary Authority upon the said plot for persons of the working class, equal in number to at least one-eighth of those displaced in carrying out the said Scheme. 20

III. When such accommodation has been provided, so much of the said area may be cleared of buildings as will be required for the provision of accommodation for a corresponding proportion of persons as aforesaid, but no further clearance shall take place until dwellings for that proportion have been completed, and the same provision shall apply as regards the clearance of the remainder of the said area. 25

Given under the Seal of Office of the Local Government Board, this
Sixteenth day of May, in the year One thousand eight hundred
and seventy-seven. 30

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

[40 & 41 VICT.] *Local Government Board's Provisional Orders* 7
Confirmation (Artizans and Labourers Dwellings).

BOROUGH OF WALSALL.

A.D. 1877.

*Provisional Order for confirming an Improvement Scheme under the
Artizans and Labourers Dwellings Improvement Act, 1875.*

5 To the Mayor, Aldermen, and Burgesses of the Borough of Walsall, in
the County of Stafford, being the Urban Sanitary Authority for
that Borough;—

And to all others whom it may concern.

WHEREAS the Artizans and Labourers Dwellings Improvement Act,
1875, provides for the making of schemes for the improvement of any areas
10 in Urban Sanitary Districts in England containing, according to the last
published Census, for the time being a population of twenty-five thousand
and upwards, which are unfit for human habitation and which, in the opinion
of the Local Authorities for such Districts, are unhealthy areas within the
meaning of that Act; and it provides that a Local Authority, on being satisfied
15 by official representation, made in accordance with the provisions of that Act,
that any such area is unfit for human habitation, and of the unhealthiness thereof,
shall pass a resolution to the effect that such area is an unhealthy area, and that
an Improvement Scheme ought to be made in respect thereof, and shall, after
passing such a resolution, forthwith proceed to make a scheme accordingly;
20 and the said Act further provides that, in respect of each Urban Sanitary
District, the Urban Sanitary Authority thereof shall be the Local Authority
for the purposes of that Act;

And whereas the Borough of Walsall, in the County of Stafford, is an Urban
Sanitary District, containing, according to the last published Census, a
25 population of twenty-five thousand and upwards, and the Mayor, Aldermen,
and Burgesses, acting by the Council, are the Urban Sanitary Authority of
such District;

And whereas an official representation having been made to the said Urban
Sanitary Authority, in accordance with the provisions of the said Act, that
30 the houses, courts, and alleys within a certain area adjoining Townend Bank,
Marsh Lane, Wolverhampton Street, and Shaws Leasowe, within the said Urban
Sanitary District, are unfit for human habitation, and that the evils connected
with such houses, courts, and alleys, and the sanitary defects in such area,
cannot be effectually remedied otherwise than by an Improvement Scheme for
35 the re-arrangement and re-construction of the streets and houses within the
said area, and the Urban Sanitary Authority, being satisfied of the truth of
such representation, and of the sufficiency of their resources, have resolved that
the area described in the said representation is an unhealthy area, and directed
an Improvement Scheme to be made in respect of such area;

40 And whereas the said Urban Sanitary Authority, after the passing of the
said resolution, made an Improvement Scheme, accompanied by plans, par-
ticulars, and estimates, which Scheme is as follows:—

[255.]

A 4

8 *Local Government Board's Provisional Orders* [40 & 41 VICT.]
Confirmation (Artizans and Labourers Dwellings).

A.D. 1877.

" BOROUGH of WALSALL.

" SCHEME for the improvement of the area comprised in the Official Representation
" dated the Fifth day of September, 1876, made to the Mayor, Aldermen, and
" Burgesses of the BOROUGH of WALSALL, acting by the Council, as the
" Urban Sanitary Authority thereof, by James Maclachlan, Esquire, M.D., 5
" the Medical Officer of Health of the said Urban Sanitary Authority.

" The area above mentioned is distinguished on the plan marked No. 1 annexed
" hereto, and is thereon inclosed by a dotted blue line.

" It is proposed to acquire compulsorily all the lands, houses, and buildings within
" such area (except such parts thereof as are now used as public streets or roads), and 10
" also such of the buildings and land adjoining the said area as are distinguished in
" the said plan by the colours green, striped brown, purple, and yellow, and marked
" respectively W, X, Y, and Z, and to pull down and remove the whole of the said
" houses and buildings.

" It is also proposed to form a new street of the width of thirty-six feet, between 15
" Wolverhampton Street and Marsh Lane, starting at the point marked A on the said
" plan, and terminating at the point marked B thereon.

" It is also proposed to widen the public road called Shaws Leasowe, at the
" southern part thereof, by adding to the said road the land distinguished by the
" colour red, and to continue the same road into Green Lane by a public footpath of 20
" the width of twenty feet, between the points marked C and D on the said plan.

" It is also proposed to form a new street of the width of thirty feet between the
" points marked C and E on the said plan.

" It is also proposed to widen the southern parts or ends of the public streets called
" Wolverhampton Street, Green Lane, and Stafford Street, and the public roads or 25
" streets near to such southern ends, by adding to the said streets and roads respectively
" the lands adjoining or near thereto, distinguished by the colour red on the said plan.

" It is proposed to sell the several plots of land distinguished by the colour blue on
" the said plan, and also the land coloured green, striped brown, purple, and yellow,
" and marked respectively W, X, Y, and Z thereon, and for that purpose to stop up 30
" and extinguish all rights, whether public or private, of passing over such parts
" thereof as are now used as roads or streets.

" And it is proposed to provide for the accommodation of at least three hundred and
" forty-two persons of the working class in suitable dwellings, to be erected on a piece
" of land, to be taken compulsorily, situate in the vicinity of the said area, and lying 35
" between Regent Street and Blue Lane West, containing two acres two roods and
" thirty-one perches or thereabouts, distinguished on the plan marked No. 2 hereto
" annexed by a purple edging, and it is proposed to lay out on such land such public
" street or streets as the said Urban Sanitary Authority may think fit.

" And for the purpose of providing proper sanitary arrangements it is intended to 40
" re-sell all lands which shall be acquired under the provisions of this Scheme, subject
" to the following stipulations, namely,—

" (a.) That all buildings shall be so placed as to secure light and air to two sides
" of each building or dwelling, and shall be constructed in such manner as to 45
" secure through ventilation.

" (b.) That each dwelling-house shall be supplied with water, and shall have a
" separate closet.

" (c.) That no such building shall be occupied until the new streets and roads upon
" which the same abut shall have been efficiently sewered and paved or
" metalled to the satisfaction of the Local Authority. 50

[40 & 41 VICT.] *Local Government Board's Provisional Orders* 9
Confirmation (Artizans and Labourers Dwellings).

" The following is an estimate of the cost of carrying the Scheme into execution, A.D. 1877.
 " viz. :—

		£	s.	d.
5	" Total cost of the property to be acquired for the purposes of " this Scheme, including the cost of surveying, arbitration, " printing, alteration of streets, new streets, diversion of sewers, " gas mains, and water mains, parliamentary and other legal " charges, and estimated loss during the unproductive period -	17,000	0	0
10	" Less estimated value of the land which will be available for " re-sale - - - - -	6,490	0	0
	" Total net cost -	£10,510	0	0

" Walsall, (Signed) THOMAS CHECKLEY,
 " October 30th, 1876. Mayor."

And whereas the said Urban Sanitary Authority having complied with the
 15 provisions contained in Section 6 of the above-recited Act with respect to the
 publication of an advertisement and the service of notices, presented a Petition
 to the Local Government Board, who are in that Act referred to as the
 "confirming Authority," praying that an Order might be made confirming such
 Scheme, which Petition was accompanied by a copy of the said Scheme, and a
 20 statement of the owners or reputed owners and lessees or reputed lessees who
 had dissented in respect of the taking of their lands, and was supported by such
 evidence as the Local Government Board required ;

And whereas on consideration of the Petition, and on proof of the publication
 of the proper advertisements, and the service of the proper notices, the Local
 25 Government Board thought fit to proceed with the case, and directed a local
 Inquiry to be held, in accordance with the provisions of Section 6 of the said
 Act ;

And whereas upon a local Inquiry being directed, an Inspector was sent by
 the Local Government Board to the area to which such Inquiry related, for the
 30 purpose of making an inquiry into the correctness of the official representation
 made to the said Urban Sanitary Authority as to such area being an unhealthy
 area and into the sufficiency of the Scheme provided for its improvement, and
 into any local objections to such Scheme ;

And whereas, before commencing such Inquiry, the Inspector made public,
 35 by advertisement, his intention to make such Inquiry, and stated the time and
 place at which he would be prepared to hear all persons desirous of being heard
 upon the subject thereof, in accordance with the provisions of Section 17 of the
 above-recited Act ;

And whereas report has been made upon such Inquiry, and has been received
 40 by the Local Government Board ;

And whereas the Local Government Board find that the area described in
 the said representation, and which is inclosed by the dotted blue line on the
 plan No. 1 accompanying the said Scheme, duplicates of which plan have been
 deposited at the Town Weighing Machine Office, within the limits of the said
 45 area, and at the office of the Town Clerk of the Borough of Walsall, in the
 vicinity of such area, is an unhealthy area within the meaning of the said Act ;
 that the areas coloured purple, green, striped-brown, and yellow on the said

10 Local Government Board's Provisional Orders [40 & 41 VICT.]
Confirmation (*Artizans and Labourers Dwellings*).

A.D. 1877. plan No. 1 and duplicates are necessary to be included in the said Scheme for making it efficient for sanitary purposes, and for widening the existing approaches to the unhealthy area, or opening out the same for the purposes of ventilation or health; and that the area edged purple on the plan No. 2 accompanying the said Scheme, duplicates of which plan have been deposited 5 as aforesaid, is required for the purpose of providing for the accommodation of the persons of the working class displaced in the unhealthy area, the number of whom it is estimated will be six hundred or thereabouts :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do, except as herein-after 10 mentioned, but subject to the provisions of the said Act, hereby confirm the Improvement Scheme made by the Urban Sanitary Authority for the Borough of Walsall as aforesaid, and do hereby declare the limits of the areas to which the said Scheme relates to be as follows ; viz. :

The area inclosed by the dotted blue line, and the areas coloured purple, 15 green, striped-brown, and yellow on the said plan No. 1 and the duplicates thereof, and the area edged purple on the said plan No. 2 and the duplicates thereof.

And We do hereby authorise such Scheme to be carried into execution as soon as this Order shall have been confirmed by Parliament, subject to the 20 following conditions and modifications ; viz. :

I. The area inclosed by the dotted blue line on the said plan No. 1 shall be taken to represent the whole of the unhealthy area, and the areas coloured purple, green, striped-brown, and yellow on the said plan shall be included in the said Scheme, for the purpose of making it efficient for sanitary 25 purposes, and for widening the existing approaches to the unhealthy area, or for opening out the same for the purposes of ventilation or health.

II. The area edged purple on the said plan No. 2 shall be included in the said Scheme, for the purpose of providing for the accommodation of the persons of the working class displaced in the unhealthy area, and such area shall be 30 set aside and appropriated for the purpose of providing such accommodation accordingly.

III. The areas coloured striped-brown and yellow on the said plan No. 1 shall not be purchased compulsorily.

IV. The area marked P on the said plan No. 1 shall be left open and 35 unbuilt upon.

V. No part of the unhealthy area shall be cleared of buildings until accommodation shall have been provided by the said Urban Sanitary Authority, on the area edged purple on the said plan No. 2, for at least five hundred persons of the working class. 40

Given under the Seal of Office of the Local Government Board, this
Twelfth day of May, in the year One thousand eight hundred
and seventy-seven.

(L.S.)

G. SCIATER-BOOTH, President.
JOHN LAMBERT, Secretary.

45

BOROUGH OF WOLVERHAMPTON.

A.D. 1877.

*Provisional Order for confirming an Improvement Scheme under the
Artizans and Labourers Dwellings Improvement Act, 1875.*

To the Mayor, Aldermen, and Burgesses of the Borough of Wolverhampton,
5 in the County of Stafford, being the Urban Sanitary Authority for
that Borough;—

And to all others whom it may concern.

WHEREAS the Artizans and Labourers Dwellings Improvement Act,
1875, provides for the making of schemes for the improvement of any areas
10 in Urban Sanitary Districts in England containing, according to the last
published Census, for the time being a population of twenty-five thousand
and upwards, which are unfit for human habitation and which, in the opinion
of the Local Authorities for such Districts, are unhealthy areas within the
meaning of that Act; and it provides that a Local Authority, on being satisfied
15 by official representation, made in accordance with the provisions of that Act,
that any such area is unfit for human habitation, and of the unhealthiness thereof,
shall pass a resolution to the effect that such area is an unhealthy area, and that
an Improvement Scheme ought to be made in respect thereof, and shall, after
passing such a resolution, forthwith proceed to make a scheme accordingly;
20 and the said Act further provides that, in respect of each Urban Sanitary
District, the Urban Sanitary Authority thereof shall be the Local Authority
for the purposes of that Act;

And whereas the Borough of Wolverhampton, in the County of Stafford, is an
Urban Sanitary District, containing, according to the last published Census, a
25 population of twenty-five thousand and upwards, and the Mayor, Aldermen,
and Burgesses, acting by the Council, are the Urban Sanitary Authority of
such District;

And whereas an official representation having been made to the said Urban
Sanitary Authority, in accordance with the provisions of the said Act, that
30 many of the houses, courts, and alleys within a certain area comprising portions
of Saint Peter's and Saint Mary's Wards, within the said Urban Sanitary
District, are unfit for human habitation, and that the evils connected with such
houses, courts, and alleys, and the sanitary defects in such area, cannot be
effectually remedied otherwise than by an Improvement Scheme for the re-
35 arrangement and re-construction of the streets and houses within the said area,
and the Urban Sanitary Authority, being satisfied of the truth of such represen-
tation, and of the sufficiency of their resources, have resolved that the area
described in the said representation is an unhealthy area, and directed an
Improvement Scheme to be made in respect of such area;

40 And whereas the said Urban Sanitary Authority, after the passing of the
said resolution, made an Improvement Scheme, accompanied by plans, par-
ticulars, and estimates, which Scheme is as follows:—

[255.]

C

12 Local Government Board's Provisional Orders [40 & 41 VICT.]
Confirmation (*Artizans and Labourers Dwellings*).

A.D. 1877.

“ BOROUGH OF WOLVERHAMPTON.

- “ SCHEME made by the Mayor, Aldermen, and Burgesses of the BOROUGH OF
“ WOLVERHAMPTON, acting by the Council, as the Local Authority under The
“ Artizans and Labourers Dwellings Improvement Act, 1875, for the improve- 5
“ ment of an unhealthy area within the said Borough.”
- “ 1. This Scheme may be cited as ‘The Wolverhampton Improvement Scheme;
“ 1876.’
- “ 2. In this Scheme ‘the Borough’ means the Borough of Wolverhampton; ‘the
“ Corporation’ means the Mayor, Aldermen, and Burgesses of the Borough; ‘the 10
“ Town Clerk’ and ‘the Surveyor’ means respectively the Town Clerk and the
“ Surveyor of the Borough; and the ‘map’ means the map which accompanies this
“ Scheme.
- “ 3. The unhealthy area included in this Scheme is the area delineated and indicated
“ on the plan. A duplicate of the map is deposited at the office of the Town Clerk;
“ and copies of the map or any part or parts thereof certified by the Surveyor shall be 15
“ received in all Courts of Justice, or elsewhere, as evidence of the contents thereof
“ respectively.
- “ 4. The Corporation may enter on, take compulsorily, and deal with, for the
“ purposes of this Scheme, all or any of the lands described in the Schedule hereto
“ and delineated on the maps. 20
- “ 5. The Corporation may lay out, form, pave, sewer, and complete such streets,
“ approaches, communications, alterations of level, stopping up, widening, or diversion
“ of existing streets, and otherwise, as may hereafter be determined by the Corporation
“ to be necessary or proper for the purposes of the Scheme.
- “ 6. The Corporation may from time to time appropriate any parts of the unhealthy 25
“ area for the erection of suitable dwellings for persons of the working class; and they
“ shall provide, either by the appropriation of some parts of the unhealthy area, and
“ by securing the erection of suitable dwellings thereon, or in some other manner, for
“ the accommodation of at least as many persons of the working class as will be from
“ time to time displaced within the unhealthy area. 30
- “ 7. All dwelling-houses to be erected in accordance with this Scheme shall be
“ well and substantially built, and shall be so situated and constructed as to secure
“ efficient ventilation, and shall be furnished with a proper water supply, and with
“ proper drainage and other sanitary appliances and apparatus, to the satisfaction of
“ the Corporation; and the Corporation shall enforce the execution and maintenance 35
“ of all other proper sanitary arrangements within the area and site shown on the
“ maps.
- “ 8. The Corporation shall, as soon as practicable after the passing of the Act
“ authorising this Scheme, proceed to carry the same into execution, but they may
“ from time to time purchase and deal with parts of the lands within the unhealthy 40
“ area without being required to purchase and deal with the whole of the lands within
“ that area.
- “ 9. Notwithstanding anything contained in this Scheme the Corporation may,
“ where they think it expedient so to do without themselves acquiring the lands which
“ they are authorised to take, or after or subject to their acquiring any part thereof, 45
“ contract with the person entitled to the first estate of freehold in any land comprised
“ in this Scheme for the carrying out of the Scheme in respect of such land by such
“ persons.
- “ 10. The expenses of the execution of this Scheme (so far as they are not defrayed
“ out of receipts of the Corporation, pursuant to The Artizans and Labourers Dwellings 50

[40 & 41 VICT.] *Local Government Board's Provisional Orders* 13
Confirmation (Artizans and Labourers Dwellings).

"Improvement Act, 1875,) and the costs, charges, and expenses preliminary to, and
 "of, and incidental to the preparation of this Scheme, and the application for the Order
 "confirming the same, and the obtaining the confirmation by Parliament of such
 "Order, shall be paid by the Corporation out of all or any of the local rates as
 5 "defined by the said Act (section twenty-one), or out of moneys borrowed in
 "pursuance of the said Act.
 (L.S.)

"H. UNDERHILL,
 "Town Clerk."

And whereas the estimated cost of carrying the said Scheme into effect is as
 10 follows; viz.,—

"BOROUGH OF WOLVERHAMPTON.

"Estimate of cost of a Scheme to be made by the Mayor, Aldermen, and Burgesses of
 "the Borough of Wolverhampton, acting by the Council as the Local Authority under
 "The Artizans and Labourers Dwellings Improvement Act, 1875,' for the improve-
 15 "ment of an unhealthy area within the said Borough.

		£	s.	d.
	"Total cost of acquiring the whole of the land and buildings			
	"within the unhealthy area - - -	162,307	0	0
	"Less :—			
		£	s.	d.
20	"Estimated value of surplus lands after laying			
	"out new streets as shown on the ac-			
	"companying plan - - -	107,000	0	0
	"Additional compensation from the London			
	"and North-western Railway Company -	10,000	0	0
25		<u>117,000</u>	<u>0</u>	<u>0</u>
	"Net cost of carrying out Scheme -	45,307	0	0

"A further capitalized sum of £29,891 5s. 0d. may fairly be estimated as the
 "increased rateable value of new properties to be built on the area.

(Signed) "A. MORGAN,
 "Borough Surveyor.
 30 "4th July, 1876.
 "H. UNDERHILL,
 "Town Clerk."
 (L.S.)

And whereas the said Urban Sanitary Authority having complied with the
 provisions contained in Section 6 of the above-recited Act with respect to the
 35 publication of an advertisement and the service of notices, presented a Petition
 to the Local Government Board, who are in that Act referred to as the
 "confirming Authority," praying that an Order might be made confirming such
 Scheme, which Petition was accompanied by a copy of the said Scheme, and a
 statement of the owners or reputed owners and lessees or reputed lessees who
 40 had dissented in respect of the taking of their lands, and was supported by such
 evidence as the Local Government Board required;

And whereas after the presentation of the said Petition as aforesaid the said
 Urban Sanitary Authority on the Fifth day of March, One thousand eight
 hundred and seventy-seven, passed a further Resolution containing additional
 45 particulars and details with respect to the said Scheme and accompanied by
 additional plans, which Resolution is as follows:—

[255.]

C 2

14 *Local Government Board's Provisional Orders* [40 & 41 VICT.]
Confirmation (Artizans and Labourers Dwellings).

A.D. 1877.

" WOLVERHAMPTON IMPROVEMENT SCHEME.

" RESOLVED,—

" That the following additional particulars and plans shewing the manner in which
" the area to which the Scheme of the Wolverhampton Corporation, acting by the
" Council as the Local Authority under the 'Artizans and Labourers Dwellings' 5
" Improvement Act, 1875,' relates will be dealt with, be and the same are hereby
" approved and adopted, and the Town Clerk be and is hereby instructed to request
" the Local Government Board, if they think it necessary, in granting the Provisional
" Order under the said Act to modify the said Scheme in accordance with such
" additional particulars and plans. 10

" WOLVERHAMPTON IMPROVEMENT SCHEME.

" Additional particulars submitted by the Corporation of the Borough of Wolver-
" hampton, acting by the Council as the Local Authority under the 'Artizans and
" Labourers Dwellings Improvement Act, 1875,' shewing the manner in which the 15
" land to which the Scheme relates, will be dealt with.

" The following streets will be made through the area comprised within the
" Scheme:—

" 1. A main street from Queen Square extending easterly to Railway Street, having
" a roadway not less than thirty-five feet in width, and footways on either side 20
" not less than ten feet in width.

" 2. A street from Stafford Street, running easterly to Carribee Street, and there
" joining Montrose Street, having a roadway not less than twenty-four feet in
" width, and footways on either side not less than six feet in width.

" 3. A street from Stafford Street aforesaid, running easterly to Carribee Street
" aforesaid, and there joining Saint Mary Street, having a roadway not less 25
" than twenty-four feet in width, and footways on either side not less than six
" feet in width.

" 4. A street from Canal Street, running northerly and crossing at right angles the
" two last-named streets, having a roadway not less than twenty-four feet in
" width, and footways on either side not less than six feet in width. 30

" 5. A street from Little Bury Street, running northerly and crossing at right
" angles the above street, Number 1, into Canal Street, having a roadway not
" less than twenty-four feet in width, and footways on either side not less than
" six feet in width.

" 6. The following streets will be widened and improved both as to their roadways 35
" and footways; namely, Littles Lane, Stafford Street, Canal Street, Horse
" Fair, Saint Peter's Close, Berry Street, Little Berry Street, Princess Street,
" and Railway Street.

" The whole of the streets so to be made and widened are shown upon the plan
" marked "A" annexed hereto, upon which they are coloured blue. 40

" To effectually open up the area to which the Scheme relates by making and
" widening the above-named streets will require the demolition of all such buildings
" within the area as are in an insanitary condition.

" The details of the plan which the Corporation propose to adopt for providing ac-
" commodation for persons of the working class who will be displaced in the area are 45
" as follows:

" It is proposed to sell or lease in lots the pieces of land coloured brown upon the
" said plan marked "A," under the condition that on the said pieces of land one

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- “ hundred and ten houses shall be erected for persons of the working class, each
 “ such house to be built in accordance with all the sanitary requirements contained
 “ in the Wolverhampton Improvement Act, 1869, and in any Public Act of
 “ Parliament relating to public health.
- 5 “ Conditionally on the Scheme receiving the sanction of Parliament the Corporation
 “ have agreed to purchase the land edged with the colours pink, green, and purple on
 “ the plan hereunto annexed marked “ B.”
- “ The land referred to in the said plan marked “ B ” is in the vicinity of the area
 “ drawn on the said plan marked “ A.”
- 10 “ Upon the land in the plan marked “ B ” it is proposed to lay out streets in the
 “ manner shown on the said plan and thereon coloured blue, and to sell or lease in lots
 “ the surplus of the said land under the condition that thereon shall be erected two
 “ hundred and eighty houses for persons of the working class, each such house to be
 “ built in accordance with all the sanitary requirements contained in the Wolver-
- 15 “ hampton Improvement Act, 1869, and in any Public Act of Parliament relating to
 “ public health.

(L.S.)

“ (Signed) H. UNDERHILL,
 “ Town Clerk.”

20 And whereas on consideration of the Petition and of such further Resolution
 as aforesaid, and on proof of the publication of the proper advertisements, and
 the service of the proper notices, the Local Government Board thought fit to
 proceed with the case, and directed a local Inquiry to be held, in accordance
 with the provisions of Section 6 of the said Act ;

25 And whereas upon a local Inquiry being directed, an Inspector was sent by
 the Local Government Board to the area to which such Inquiry related, for the
 purpose of making an inquiry into the correctness of the official representation
 made to the said Urban Sanitary Authority as to such area being an unhealthy
 area, and into the sufficiency of the Scheme provided for its improvement, and
 into any local objections to such Scheme ;

30 And whereas, before commencing such Inquiry, the Inspector made public,
 by advertisement, his intention to make such Inquiry, and stated the time and
 place at which he would be prepared to hear all persons desirous of being heard
 upon the subject thereof, in accordance with the provisions of Section 17 of the
 above-recited Act ;

35 And whereas report has been made upon such Inquiry, and has been received
 by the Local Government Board ;

40 And whereas the Local Government Board find that the area described in
 the said representation, and which is inclosed by the dotted red line on the
 plan accompanying the said Scheme, (a duplicate of which plan has been
 deposited at the office of the Town Clerk of the Borough of Wolverhampton,
 in the vicinity of such area,) with the exception of the lands and premises
 comprised therein and next herein-after referred to, is an unhealthy area
 within the meaning of the said Act ; that the lands and premises Nos. 642
 to 657, both inclusive, 673 to 678, both inclusive, 719, 723, 734 to 740, both
 45 inclusive, 755, 785, 786, 786A, 791, 792, 792A, and 817 to 831B, both
 inclusive, on the said plan and duplicate are necessary to be included in the
 said Scheme for making it efficient for sanitary purposes, and for widening the

[277.]

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16 *Local Government Board's Provisional Orders* [40 & 41 VICT.]
Confirmation (Artizans and Labourers Dwellings).

A.D. 1877. existing approaches to the unhealthy area, or opening out the same for the purposes of ventilation or health :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do, except as herein-after mentioned, but subject to the provisions of the said Act, hereby confirm the Improvement Scheme as further particularised by the above-recited Resolution of the said Urban Sanitary Authority passed on the Fifth day of March, One thousand eight hundred and seventy-seven, made by the Urban Sanitary Authority for the Borough of Wolverhampton as aforesaid, and do hereby declare the limits of the area to which the said Scheme relates to be as follows ; viz. : 5 10

The area inclosed by the dotted red line on the plan accompanying the said Scheme and on the duplicate thereof.

And We do hereby authorise such Scheme as further particularised as aforesaid to be carried into execution as soon as this Order shall have been confirmed by Parliament, subject to the following conditions and further 15 modifications ; viz. :

I. The area inclosed by the dotted red line on the said plan, with the exception of the lands and premises comprised therein and next herein-after referred to, shall be taken to represent the whole of the unhealthy area, and the lands and premises Nod. 642 to 657, both inclusive, 673 to 678, both inclusive, 20 719, 723, 734 to 740, both inclusive, 755, 785, 786, 786A, 791, 792, 792A, and 817 to 831B, both inclusive, on the said plan shall be included in the said Scheme for the purpose of making it efficient for sanitary purposes, and for widening the existing approaches to the unhealthy area, or for opening out the same for the purposes of ventilation or health. 25

II. No part of the area to which the said Scheme relates shall be cleared of buildings until accommodation shall have been provided by the said Urban Sanitary Authority upon the land referred to in the above-recited Resolution of the said Urban Sanitary Authority dated the Fifth day of March, One thousand eight hundred and seventy-seven, and situate at Springfield, for at 30 least three hundred persons of the working class displaced in carrying out the said Scheme.

III. When such accommodation has been provided, one-tenth of the said area may be cleared of buildings, but no further clearance shall take place until dwellings have been completed, either on the last-mentioned land, or on part of 35 the area to which the Scheme relates, for the number of persons of the working class to be displaced by such clearance, and the same provision shall apply as regards the clearance of the remainder of the said area.

Given under the Seal of Office of the Local Government Board, this Fifth day of June, in the year One thousand eight hundred and 40 seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

**Local Government
Board's Provisional
Orders Confirmation
(Artizans and
Labourers Dwellings).
[H.L.]**

A

B I L L

[AS AMENDED BY THE SELECT COMMITTEE]

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the City of Norwich and the Boroughs of Walsall and Wolverhampton.

(Brought from the Lords 17 July 1877.)

*Ordered, by The House of Commons, to be Printed,
3 August 1877.*

[Bill 277.]
Under 3 oz.

A
B I L L

[AS AMENDED BY THE SELECT COMMITTEE]

INTITULED

An Act to confirm certain Provisional Orders of the Local A.D. 1877.
Government Board relating to the Local Government Dis-
tricts of Atherton, Barnard Castle, Belgrave, Brigg, Brown-
hills, Cwmdru, and Dawlish, the Borough of Evesham, the
Improvement Act District of High and Low Harrogate,
the Borough of Ipswich, the Local Government District of
Newbold and Dunston, the Rural Sanitary District of the
Settle Union, the Local Government Districts of Slough
and Southborough, the Borough of Swansea, and the
Rural Sanitary District of the Ulverstone Union.

WHEREAS the Local Government Board have, as regards the
districts and boroughs herein mentioned, made the Provisional
Orders set forth in the schedule hereunto annexed, under the pro-
visions of the Public Health Act, 1875 :

5 And whereas it is requisite that the said Orders should be
confirmed by Parliament, and that the provision herein contained
should be enacted in reference thereto :

Be it therefore enacted by the Queen's most Excellent Majesty,
by and with the advice and consent of the Lords Spiritual and
10 Temporal, and Commons, in this present Parliament assembled, and
by the authority of the same, as follows :

1. Subject to the provisions of this Act, the Orders set out in the
schedule hereunto annexed shall be and the same are hereby con-
firmed, and all the provisions thereof shall, from and after the
15 passing of this Act, have full validity and force. The Pro-
visional
Orders in
schedule
confirmed.

2. No land, soil, water, hereditaments, right, estate, privilege,
power, or authority of any description belonging to, vested in, or
enjoyed or exerciseable by Her Majesty in right of Her Duchy of
Lancaster shall be entered upon, used, interfered with, taken away,
20 prejudiced, or diminished by or under or by force or virtue of this Special
clause for
the protec-
tion of the
rights of the
Duchy of
Lancaster.

[Bill 279.]

A

A.D. 1877. Act or of the Provisional Order hereby confirmed relating to the Improvement Act District of High and Low Harrogate, without the consent in writing of the Chancellor for the time being of the said Duchy first had and obtained.

Special provision as to the Provisional Order relating to the borough of Ipswich.

3. The owners or reputed owners of the land and premises numbered 12. on the deposited plan referred to in the schedule to the Provisional Order relating to the Borough of Ipswich hereby confirmed shall be deemed to be described as "The Board of Trade or John Chevallier Cobbold" in lieu of "John Chevallier Cobbold" in the said schedule mentioned, but this section shall not apply to the lands and premises numbered 13, 14, 15, 16, and 17 on the said deposited plan.

Provision as to Newbold and Dunston Provisional Order.

4. The Sheepbridge Coal and Iron Company, Limited, shall sell and convey to the Newbold and Dunston Local Board, and the said Local Board shall purchase and take, the lands numbered 3 and 5 on the deposited plan mentioned or referred to in the Provisional Order relating to the Local Government District of Newbold and Dunston set forth in the schedule to this Act, and the field or piece of land containing three acres and twenty-six perches or thereabouts, lying between the said land numbered 3 and the Midland Railway, and now or late in the occupation of George Marsden, and the said purchase and sale shall be deemed to be a purchase and sale otherwise than by agreement under the provisions of the Lands Clauses Consolidation Acts.

Short title.

5. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Atherton, &c.) Act, 1877.

A.D. 1877.

SCHEDULE.

LOCAL GOVERNMENT DISTRICT OF ATHERTON.

Provisional Order for altering and amending the Atherton Local Board Act, 1873.

- 5 To the Atherton Local Board, being the Sanitary Authority for the Urban Sanitary District of Atherton, in the County of Lancaster;—
And to all others whom it may concern.

WHEREAS the Local Government District of Atherton, in the County of Lancaster, is an Urban Sanitary District, of which the Atherton Local Board
10 are the Urban Sanitary Authority, and the Atherton Local Board Act, 1873, is in force in the said District;

And whereas by Section 6 of the said Act it is enacted that on the lands described in the second schedule to that Act, when purchased by the Atherton Local Board, or any part thereof (but not on any other lands), the Local Board
15 may erect, construct, and from time to time maintain, alter, remove, or enlarge retorts, gasholders, receivers, meters, apparatus, and works for the purposes therein mentioned, and all proper roads, approaches, and conveniences connected therewith, and may make and store in and at the same gas and coke, and other residual products and matters producible therefrom;

20 And whereas by Section 23 of the same Act it is further enacted that the Atherton Local Board may from time to time purchase by agreement any lands, and that they may hold the same, not exceeding in the whole at one time five acres;

And whereas by Section 30 of the same Act, it is also enacted that, in
25 addition to any money which, under the Public Health Acts, the Atherton Local Board are authorised to borrow, they may, by virtue of that Act, borrow at interest, for gas purposes, a sum not exceeding twenty thousand pounds, on mortgage of the gas fund, with or without including the gasworks, and with or without including the General District Rate;

30 And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District,
35 and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875;

And whereas the first-mentioned Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875, and
40 the said Urban Sanitary Authority have applied to the Local Government Board to alter and amend the same as herein-after mentioned;

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Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Atherton, &c.)

A.D. 1877. And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and 5 after the Twenty-ninth day of September, One thousand eight hundred and seventy-seven, the following provisions shall take effect, viz. :—

I. Section 6 of the said Local Act shall be altered, and shall provide that the Atherton Local Board may, on the land described in the Schedule hereto, erect, construct, and from time to time maintain, alter, remove, or enlarge 10 retorts, gasholders, receivers, meters, apparatus, and works for the purposes therein mentioned, and all proper roads and approaches and conveniences connected therewith, and may make and store in and at the same gas and coke, and other residual products and matters producible therefrom, anything 15 in the said Section or Local Act to the contrary notwithstanding.

II. Section 23 of the said Local Act shall be altered, and shall provide that the Local Board may take upon lease the lands described in the Schedule hereto, or any other lands, subject to such rent, covenants, and conditions as may be agreed upon between them and the owners of such lands.

Provided always, that the lands so to be purchased or taken upon lease shall 20 not exceed in the whole at one time five acres.

III. Section 30 of the said Local Act shall be altered so as to enable the Atherton Local Board, subject to the sanction of the Local Government Board, to borrow, under the provisions thereof, any sum or sums not exceeding in the whole the sum of thirty thousand pounds, in addition to the sum of twenty 25 thousand pounds therein mentioned, such sum to be applied in the manner directed by the said Local Act with respect to the said sum of twenty thousand pounds.

The SCHEDULE above referred to.

A piece of land, containing three thousand seven hundred and twenty superficial square yards or thereabouts, situate in the Township of Atherton, in the County 30 of Lancaster, bounded and measuring as follows, namely, on the north side two hundred and forty-four feet six inches or thereabouts by the present gasworks of the Local Board, on the south side two hundred and forty-six feet six inches or thereabouts by the centre line of Factory Street, on the east side one hundred and fifty feet six inches or thereabouts by the centre line of Water Street, and 35 on the west side one hundred and twenty-three feet or thereabouts by land belonging or reputed to belong to the Right Honourable Thomas Lyttleton Powys, Baron Lilford.

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred 40
and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF
BARNARD CASTLE.

A.D. 1877.

Provisional Order for extending the Barnard Castle Local Government District.

- 5 To the Barnard Castle Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Barnard Castle, in the County of Durham and North Riding of the County of York; —
- To the Guardians of the Poor of the Teesdale Union, in the same County and Riding, being the Sanitary Authority for the Rural Sanitary District of that Union; —
- 10 To the Inhabitants of the Townships of Marwood and Startforth, which are situate in the said Rural Sanitary District; —
- And to all others whom it may concern.

 WHEREAS by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order;

- 20 And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order); and that where any Local Government
- 25 District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered;

 And whereas the Local Government District of Barnard Castle, in the County of Durham and the North Riding of the County of York, is an Urban Sanitary District, of which the Barnard Castle Local Board of Health are the Urban Sanitary Authority;

- And whereas the parts of the Townships of Marwood and Startforth described in the Schedule hereto, are situated in that part of the Rural Sanitary District of the Teesdale Union, in the same County and Riding, which
- 35 immediately adjoins the said Local Government District of Barnard Castle, and the Barnard Castle Local Board of Health have applied to the Local Government Board to extend their District so as to include therein such parts of the said Townships;

 And whereas the Local Government Board directed a Local Inquiry to be held on the subject of the proposed extension of the said Local Government District, and the same was held, after due public notice thereof, and report has been made to them thereon:

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A.D. 1877. Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all those parts of the said Townships of Marwood and Startforth which are described in the Schedule hereto, and which are comprised in the Rural Sanitary District of the Teesdale Union, shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Barnard Castle. 5

And We do hereby Order as follows ; viz. :—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven. 10

II. The number of members constituting the Barnard Castle Local Board shall, from and after the said Twenty-ninth day of September, remain and be the same as before the date of this Order.

The SCHEDULE above referred to.

All those parts of the Townships of Marwood and Startforth comprised within 15
the Rural Sanitary District of the Teesdale Union which lie between the
boundary of the Local Government District of Barnard Castle and an imaginary
line commencing at a point on the boundary of the said Local Government
District situate in the centre of the River Tees to the north-west of the
Gasworks, and running thence north-westerly along the centre of such river 20
to a point opposite to the outfall of the Percy Beck ; thence proceeding
north-eastward along the course of and including the said Percy Beck
to the north side of the North Eastern Railway Bridge over the said beck,
and eastward along the north side of the said railway to an ancient foot-
path ; thence north-eastward along and including the said footpath to the south 25
fence of a field belonging to Mr. Mainwaring, and eastward along the said
fence to the Haremire Highway ; thence along the west side of the said
highway to the point where it crosses the said railway, and along the east side
of the said road to the north fence of a field belonging to John Bowes ; thence 30
along the north and east fences of the said field to its south corner, and eastward
along the north fence of four fields belonging to Mr. John Lamb and
Thompson Richardson, John Bowes, Thomas Hardy, and Margaret Ann Taylor,
and southward along the east fence of the field belonging to the said Margaret
Ann Taylor to the Standrop Road ; thence eastward across the said road to
the north fence of a field belonging to Joseph Collings, and along the north 35
and east fences of the said field and the east fences of the two fields belonging
to Joseph Colling and Mrs. Jackson to the road leading to Darlington ; thence
southward along the east fence of a field belonging to Abraham Hilton and
Mrs. Sweeten to the Green Lane, across the said lane and eastward along the
south side thereof to the east fence of a field belonging to the trustees of 40
St. John's Hospital ; thence southward along the east fence of two fields
belonging to the said trustees to Little Moor Lane, and eastward along the
north side of Little Moor Lane to the east fence of another field belonging to
the said trustees ; thence southward along the east fence of the said field to
Low Field Garden, belonging to William Watson, and along the north and 45

east fences of the said garden to Low Field Lane, across the said lane, and southward along the west fence of a field belonging to Thompson Richardson to the boundary of the detached portion of the Township of Marwood (No. 2); thence southward, eastward, and southward along the said Township boundary to the centre of the River Tees; thence north-westward along the centre of the said river to a point opposite the east fence of a field in the said North Riding belonging to Mr. John Byrne; thence southward along the east fence of such field and the east fence of a field belonging to William Hooker to the Abbey Lane, across the said lane, and westward along the south side thereof to its junction with the road leading to Cross Lanes; thence across the last-mentioned road and along the south fence of a field belonging to Charles Milner, and westward along the south and west fence of the said Charles Milner's park to the highway leading to Boldron; thence eastward along the said park fence to a point opposite the Parochial School; thence crossing the road leading from "Church Bank" to "Spring Gardens," and northward along the west and north fences of High Startforth Park to the present boundary of the said Local Government District.

A.D. 1877.

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF BELGRAVE.

Provisional Order for constituting the Belgrave Local Government District.

- 25 To the Guardians of the Poor of the Barrow-upon-Soar Union, in the County of Leicester, being the Sanitary Authority for the Rural Sanitary District of that Union;—
- To the Inhabitants of the Township of Belgrave, in the said Rural Sanitary District;—
- 30 And to all others whom it may concern.

WHEREAS by Section 271 of the Public Health Act, 1875, it is enacted that the Local Government Board may, by Provisional Order, declare any Rural Sanitary District, or any portion of any Rural Sanitary District or Districts, to be a Local Government District, and that, from and after the commencement of the Order, the District or portion of the District or Districts therein referred to shall become a Local Government District, and shall be subject to the jurisdiction of a Local Board, to be elected in manner provided by Schedule II. to that Act;

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A.D. 1877. And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 271 above-recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order);

And whereas the Township of Belgrave, in the County of Leicester, forms part of the Rural Sanitary District of the Barrow-upon-Soar Union, and the Local Government Board have proposed to declare the said Township to be a Local Government District;

And whereas the Local Government Board directed Local Inquiry to be held on the subject of such proposal, and the same was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that portion of the Rural Sanitary District of the Barrow-upon-Soar Union which comprises the Township of Belgrave shall be and is hereby constituted a Local Government District, under the name of the Belgrave District.

And We do Order as follows; viz.,—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. Nine persons, who shall have the qualification prescribed by the law in force for the time being with regard to the election of members of a Local Board, shall be elected as members of the Local Board for the Belgrave District.

III. The election of members for the said Local Board shall be conducted in accordance with the rules contained in Schedule II. to the Public Health Act, 1875. Provided, that the Returning Officer, when duly appointed, shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred and
seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF BRIGG.

A.D. 1877.

*Provisional Order for extending the Local Government District of Brigg, and for
other purposes.*

- 5 To the Brigg Local Board, being the Sanitary Authority for the Urban
Sanitary District of Brigg, in the County of Lincoln ; —
- To the Broughton Local Board, being the Sanitary Authority for the
Urban Sanitary District of Broughton, in the same County ; —
- 10 To the Guardians of the Poor of the Glanford Brigg Union, in the same
County, being the Sanitary Authority for the Rural Sanitary District
of that Union ; —
- To the Inhabitants of the Parish of Scawby-cum-Sturton, in the said Rural
Sanitary District ; —
- And to all others whom it may concern.

15 WHEREAS by Section 211 of the Public Health Act, 1875, it is enacted
that an Urban Sanitary Authority may divide their District or any street
therein into parts for all or any of the purposes of that Act, and from time to
time abolish or alter any such divisions, and may make a separate assessment
on any such part for all or any of the purposes for which the same is formed ;
and that every such part, so far as relates to the purposes in respect of which
20 such separate assessment is made, shall be exempt from any other assessment
under that Act : Provided, that if any expenses are incurred or to be incurred
in respect of two or more parts in common, the same shall be apportioned between
them in a fair and equitable manner ;

25 And whereas by Section 270 of the Public Health Act, 1875, the Local
Government Board are empowered, by Provisional Order, to declare the whole
or any portion of a Local Government or Rural Sanitary District immediately
adjoining a Local Government District to be included in such last-mentioned
District, and it is enacted that thereupon the included area shall, for the
purposes of that Act, be deemed to form part of the District in which it is
30 included by such Order ;

 And whereas by Section 275 of the said Public Health Act, 1875, it is
enacted that every Order made by the Local Government Board under
Part VIII. of that Act, which includes Section 270 above-recited, shall specify
the day on which such Order shall come into operation (in that Act referred to
35 as the commencement of the Order) ; that from and after the commencement of
the Order all the powers, rights, duties, capacities, liabilities, obligations, and
property which under that Act are exerciseable by or attaching to or vested in
the Sanitary Authority having, under that Act, jurisdiction in any District or
part of a District which is by such Order included in some other District, shall

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A.D. 1877. (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District, and that any Order made in pursuance of that part of the Act may, if necessary, provide for the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places 5 in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are to be paid, and the mode of raising such moneys; and that where any Local Government District is diminished or increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the 10 District when altered;

And whereas the Local Government District of Brigg, in the County of Lincoln, is an Urban Sanitary District, of which the Brigg Local Board are the Urban Sanitary Authority;

And whereas the Brigg Local Board have incurred a certain debt for the 15 execution of works of paving in their District, of which the sum of one thousand two hundred and thirty pounds now remains unpaid;

And whereas the Local Government District of Broughton, in the same County, immediately adjoins the Local Government District of Brigg;

And whereas the Parish of Scawby-cum-Sturton, in the same County, is 20 situate in that part of the Rural Sanitary District of the Glanford Brigg Union which immediately adjoins the Local Government District of Brigg;

And whereas application has been made to the Local Government Board to issue a Provisional Order for declaring part of the Local Government District of Broughton, together with the part of the Parish of Scawby-cum-Sturton 25 which is described in the Schedule hereto, to be included in the Local Government District of Brigg;

And whereas upon receipt of such application the Local Government Board directed Local Inquiry to be held on the subject of the proposed inclusion, and the same was held, after due public notice thereof, and report has been made to 30 them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all those portions of the Local Government District of Broughton and Rural Sanitary District of the Glanford Brigg Union respectively, which are described 35 in the Schedule hereto, shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of the Local Government District of Brigg.

And We do hereby Order as follows; viz.:—

I. This Order shall come into operation on the Twenty-ninth day of 40 September, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Local Boards for the Local Government Districts of Brigg and Broughton respectively as hereby altered shall be and remain the same as before the date of this Order.

III. The Brigg Local Board shall, within one month after the said Twenty-ninth day of September, divide their District as hereby extended into two parts, one to comprise the part which formerly constituted the Brigg Local Government District, and the other to comprise the remainder of the District; and the
5 said Local Board shall from time to time make separate assessments, and levy and make such a rate or rates, in the nature of a General District Rate, upon the first-mentioned part of their District as shall be sufficient to defray, in the manner provided by Section 234 of the Public Health Act, 1875, the said
10 sum of one thousand two hundred and thirty pounds, or so much thereof as shall be then due and owing, and the interest due or to become due thereon, within the period for which the same shall have been sanctioned.

A.D. 1877.

The SCHEDULE above referred to.

15 All those portions of the Local Government District of Broughton and Rural Sanitary District of Glanford Brigg Union respectively, both in the County of Lincoln, which are situate between the Local Government District of Brigg and an imaginary line commencing at the south-western corner of the last-mentioned District where the Manchester, Sheffield, and Lincolnshire Railway
20 crosses the Old River Ancholme; thence running south-westerly along the north side of the said railway to the point where it crosses the New River Ancholme; thence northerly along the centre of the last-mentioned river to its junction with the Old River Ancholme; thence south-easterly along the centre of the said Old River to the western boundary of the Local Government District of Brigg.

25 Given under the Seal of Office of the Local Government Board, this Fourth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOTH, President.

JOHN LAMBERT, Secretary.

A.D. 1877. **LOCAL GOVERNMENT DISTRICT OF BROWNHILLS.**

Provisional Order for constituting the Brownhills Local Government District.

To the Guardians of the Poor of the Cannock Union, in the County of Stafford, being the Sanitary Authority for the Rural Sanitary District of that Union ; — 5

To the Inhabitants of the Parish of Norton-under-Cannock, in the said Rural Sanitary District ; —

To the Guardians of the Poor of the Lichfield Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ; — 10

To the Inhabitants of the Chapelry of Hammerwich, and of the Parishes of Ogle Hay and Shenstone, in the last-mentioned Rural Sanitary District ; —

To the Guardians of the Poor of the Walsall Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ; — 15

To the Inhabitants of that part of the Township of Walsall Foreign which is situate in the last-mentioned Rural Sanitary District ; —

And to all others whom it may concern.

WHEREAS by Section 271 of the Public Health Act, 1875, it is enacted 20 that the Local Government Board may, by Provisional Order, declare any Rural Sanitary District, or any portion of any Rural Sanitary District or Districts, to be a Local Government District, and that, from and after the commencement of the Order, the District or portion of the District or Districts therein referred to shall become a Local Government District, and shall be 25 subject to the jurisdiction of a Local Board, to be elected in manner provided by Schedule II. to that Act ;

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 271 above-recited, shall specify 30 the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order) ;

And whereas the Parish of Norton-under-Cannock, in the County of Stafford, forms part of the Rural Sanitary District of the Cannock Union ;

And whereas the Chapelry of Hammerwich, and the Parishes of Ogle Hay 35 and Shenstone, all in the County of Stafford, form parts of the Rural Sanitary District of the Lichfield Union ;

And whereas that portion of the Township of Walsall Foreign, in the County of Stafford, which is described in the Schedule hereto, forms part of the Rural Sanitary District of the Walsall Union ; 40

And whereas the Local Government Board have proposed to declare the Parish of Norton-under-Cannock, the Chapelry of Hammerwich, the Parish of Ogle Hay, and parts of the Parish of Shenstone, and of the Township of Walsall Foreign, respectively, to be a Local Government District, and they accordingly

directed Local Inquiry to be held on the subject of such proposal, and the same was held, after due public notice, and report has been made to them thereon : A.D. 1877.

Now therefore, we, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that All those portions of the several Rural Sanitary Districts which are mentioned in the Schedule hereto, shall be, and are hereby constituted, a Local Government District, under the name of the Brownhills District ;

And We do Order as follows ; viz.,—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. Nine persons, who shall have the qualification prescribed by the law in force for the time being with regard to the election of members of a Local Board, shall be elected as members of the Local Board for the Brownhills District.

III. The election of members for the said Local Board shall be conducted in accordance with the rules contained in Schedule II. to the Public Health Act, 1875. Provided, that the Returning Officer, when duly appointed, shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

The SCHEDULE above referred to.

- 1st. All that portion of the Rural Sanitary District of the Cannock Union which comprises the Parish of Norton-under-Cannock.
- 2ndly. All that portion of the Rural Sanitary District of the Lichfield Union which comprises the Chapelry of Hammerwich, the Parish of Ogle Hay, and so much of the Parish of Shenstone as is included in an imaginary line commencing at a point, on the boundary of the said Parish of Shenstone, fifty feet south-east of the point where the south-east side of the Turnpike Road leading from Walsall to Lichfield crosses the said boundary at Shire Oak, and following the said boundary in a northerly direction to the point where the Parishes of Shenstone and Ogle Hay and the Township of Walsall Foreign meet ; thence following the boundary between the Parishes of Shenstone and Ogle Hay to the crossing again of the said Turnpike Road to a point on the last-mentioned boundary, fifty feet (measured at right angles to the south-west side of the said Turnpike Road) to the south-eastward of the said Road ; and thence in a south-westerly direction, in a straight line, to the starting point.
- 3rdly. All that portion of the Rural Sanitary District of the Walsall Union which comprises the part of the Township of Walsall Foreign which is situate outside of the Borough of Walsall.

Given under the Seal of Office of the Local Government Board, this Fourth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.) G. SCLATER-BOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF CWMDU.

Provisional Order for extending the Cwmdy Local Government District.

- To the Cwmdy Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Cwmdy, in the County of Glamorgan;—
- To the Guardians of the Poor of the Neath Union, in the Counties of Glamorgan and Brecknock, being the Sanitary Authority for the Rural Sanitary District of that Union;—
- To the Inhabitants of the Hamlet of Higher Llangonoyd, in the County of Glamorgan, and in the said Rural Sanitary District;—
- And to all others whom it may concern. 10

WHEREAS by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order: 15

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order); and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered; 20

And whereas the Local Government District of Cwmdy, in the County of Glamorgan, is an Urban Sanitary District, of which the Cwmdy Local Board are the Urban Sanitary Authority; 25

And whereas the part of the Hamlet of Higher Llangonoyd described in the Schedule hereto is situated in that part of the Rural Sanitary District of the Neath Union, in the Counties of Glamorgan and Brecknock, which immediately adjoins the said Local Government District of Cwmdy, and the Cwmdy Local Board of Health have applied to the Local Government Board to extend their District so as to include therein the said part of the said Hamlet; 30

And whereas the Local Government Board directed a Local Inquiry to be held on the subject of the proposed extension of the said Local Government District, and the same was held, after due public notice thereof, and report has been made to them thereon: 35

Now therefore, we, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that part of the Hamlet of Higher Llangonoyd which is described in the Schedule hereto, and which is comprised in the Rural Sanitary District of the Neath 40

Union, shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Cwmdy. A.D. 1877.

And We do hereby Order as follows; viz. :—

I. This Order shall come into operation on the Twenty-ninth day of 5 September, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Cwmdy Local Board shall, from and after the said Twenty-ninth day of September, remain and be the same as before the date of this Order.

The SCHEDULE above referred to.

- 10 All that part of the Hamlet of Higher Llangonoyd, in the County of Glamorgan, which is comprised in the Rural Sanitary District of the Neath Union, and is included within an imaginary line commencing at the north-westerly point of the Local Government District of Cwmdy, and thence running in a straight line and in a due north-easterly direction for a distance of 7,400 feet; thence
 15 proceeding in a straight line and in an easterly direction to the northern point of the Parish of Bettws, on the boundary of the said Hamlet; thence following the last-mentioned boundary in a south-westerly direction to the starting point.

Given under the Seal of Office of the Local Government Board, this
 Thirty-first day of May, in the year One thousand eight hundred
 20 and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF DAWLISH.

- 25 *Provisional Order to enable the Urban Sanitary Authority for the District of Dawlish to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.*

To the Dawlish Local Board, being the Sanitary Authority for the Urban Sanitary District of Dawlish, in the County of Devon; —
 And to all others whom it may concern.

- 30 WHEREAS the Dawlish Local Board, being the Sanitary Authority for the Urban Sanitary District of Dawlish, in the County of Devon, require to purchase and take certain lands and premises described in the Schedule to this Order, for the purpose of constructing storage and service reservoirs connected with their works of water supply, and for extending a public footpath called "the
 35 Promenade," in the said District;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health
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A.D. 1877. Act, 1875, and have presented two Petitions to the Local Government Board, stating as required by such Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of lands otherwise than by agreement ; 5

And whereas the Local Government Board, on receipt of the said Petitions, directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and such Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the 10 powers given by the Statutes in that behalf, do hereby empower the Dawlish Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than 15 by agreement, or any of them.

The SCHEDULE above referred to.
 County of DEVON.

Description of Lands and Premises.	Owners.	Lessees.	Occupiers.	20
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Water Supply.

A piece of land containing two acres or thereabouts, near a spot commonly called Grammar Coombe, in the Parish of Kenton.	Sir Lydstone Newman, Bart.	John White - -	John White.	25
A piece of land containing two roods or thereabouts, The Burrows, in the Parish of Dawlish.	Robert Sandford Cole, William Gray, Anna Maria Gray, Mary Jane McDiarmid, Elizabeth Haime.	R. Widdicombe - -	R. Widdicombe.	30
A strip of land containing three perches or thereabouts, to approach the last-mentioned piece of land.	Ditto - -	Ditto - -	Ditto.	35
A strip of land containing three perches or thereabouts, to approach in part the last-mentioned piece of land.	Peter Richard Hoare	William Williams -	William Williams.	40

Mills affected by taking of Water. 40

Parish of DAWLISH.

Dawlish Strand mills -	Peter Richard Hoare	George Smith - -	George Smith.	
Dawlish Old Town mills -	Ditto - -	John Francis - -	John Francis.	
Saw mills - -	Ditto - -	- -	Peter Richard Hoare.	
Dawlish water-mills -	George Whidborne -	Alexander Gibson -	Alexander Gibson.	45

Parish of ASHCOMBE.

Ruins of Ashcombe mills -	Sir Lydstone Newman, Bart.	- -	Unoccupied.	
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A.D. 1877.

BOROUGH OF EVESHAM.

Provisional Order for partially repealing and altering a Local Act.

To the Mayor, Aldermen, and Burgesses of the Borough of Evesham,
in the County of Worcester, being the Urban Sanitary Authority
for that Borough ;—

5

And to all others whom it may concern.

WHEREAS the Borough of Evesham, in the County of Worcester, is an
Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting
by the Council, are the Urban Sanitary Authority, and a Local Act of Parlia-
ment passed in the fifth year of the reign of His late Majesty King George the
Fourth, intituled "*An Act for paving, cleansing, lighting, watching, regulating,*
"*and improving the Borough of Evesham, in the County of Worcester ; for*
"*repairing, improving, and maintaining the Bridge over the River Avon within*
"*the said Borough, and for selling certain waste lands within the said Borough,*
"*and for appropriating the monies arising from such sales towards the purposes*
"*therein mentioned,*" is in force in the said District ;

And whereas by Section 55 of the said Local Act, the sum of five thousand
pounds was authorised to be borrowed on the credit of the rates, for altering
and repairing the pumps, for repairing the footpaths, and for cleansing, lighting,
and watching the said Borough ;

And whereas by Section 303 of the Public Health Act, 1875, the Local
Government Board are empowered, on the application of the Sanitary Authority
of any Sanitary District, by Provisional Order, wholly or partially to repeal,
alter, or amend any Local Act, other than an Act for the conservancy of rivers,
which is in force in any area comprising the whole or part of any such District,
and not conferring powers or privileges on any persons or person for their or
his own pecuniary benefit, which relates to the same subject-matters as the
Public Health Act, 1875 ;

And whereas certain debts have been incurred under the provisions of the
first-mentioned Act, of which the sum of three thousand seven hundred pounds
or thereabouts now remains unpaid ;

And whereas the first-mentioned Act is a Local Act within the meaning of,
and relates to the same subject-matters as, the Public Health Act, 1875, and
the said Urban Sanitary Authority have applied to the Local Government Board
to partially repeal, alter, and amend the same, as herein-after mentioned ;

And whereas the Local Government Board, on receipt of such application,
directed a Local Inquiry to be held on the subject, and the same was held, after
due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the
powers given by the Statutes in that behalf, do hereby Order that, from and
after the Twenty-ninth day of September, One thousand eight hundred and
seventy-seven, the following provisions shall take effect, viz. :—

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A.D. 1877. — alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875 ;

5

And whereas certain debts have been incurred under the provisions of the first-mentioned Act, of which the sum of three thousand seven hundred pounds or thereabouts now remains unpaid ;

And whereas the first-mentioned Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875, and the said Urban Sanitary Authority have applied to the Local Government Board to partially repeal, alter, and amend the same, as herein-after mentioned ;

10

And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon :

15

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the Twenty-ninth day of September, One thousand eight hundred and seventy-seven, the following provisions shall take effect, viz. :—

I. Sections 1 to 15, 35, 38 to 49, 52, 56 to 64, 69 to 85, 89 to 94, all inclusive, of the said Local Act, shall be wholly repealed, except so far as the same shall have been acted upon in any matter not concluded on the said Twenty-ninth day of September.

20

II. So much of Section 50 of the said Local Act as limits the several rates and assessments therein mentioned to the sums of two shillings and sixpence, one shilling, and two shillings, in the pound respectively shall be repealed.

25

III. Section 51 of the said Local Act, except so much of that section as provides for the payment of rates and assessments by the landlord and not by the tenant, and so much of Section 55 as prescribes a form of mortgage and provides for the raising of the sum of ten thousand pounds by granting annuities, shall be repealed, except so far as the same shall have been acted on in any matter not concluded on the said Twenty-ninth day of September.

30

Provided that the provisions of Section 256 of the Public Health Act, 1875, shall apply to the recovery of rates authorised by the said Local Act to be rated and assessed in lieu of the provisions for that purpose contained in Section 51 hereby repealed.

35

IV. Section 55 of the said Local Act shall be altered so as to enable the said Urban Sanitary Authority, subject to the sanction of the Local Government Board, to borrow on the credit of the rates, for altering and repairing the pumps, for repairing the footpaths, and for cleansing, lighting, and watching the said Borough, any sum or sums not exceeding in the whole the sum of fifteen thousand pounds, in addition to the sum of five thousand pounds therein mentioned.

40

Provided that the sum of three thousand seven hundred pounds herein-before referred to, or so much thereof as shall be owing on the said Twenty-ninth day

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of September, shall be repaid within a period of fifty years commencing from that date, and all the provisions of the Public Health Act, 1875, with respect to Borrowing Powers, except sub-section 2 of Section 234, shall apply to the repayment of that sum and to any sums to be hereafter borrowed under the
 5 said Local Act, as if they were loans contracted under the said Public Health Act, 1875. A.D. 1877.

V. The unrepealed portions of the said Local Act shall be executed by the said Urban Sanitary Authority with all the powers and subject to the provisions of the Public Health Act, 1875, except so far as such powers and provisions are
 10 inconsistent with such unrepealed portions of the said Local Act, and the purposes of such unrepealed portions shall in all respects be deemed to be purposes of the Public Health Act, 1875.

Given under the Seal of Office of the Local Government Board, this
 Thirtieth day of May, in the year One thousand eight hundred
 15 and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

IMPROVEMENT ACT DISTRICT OF HIGH AND LOW HARROGATE.

20 *Provisional Order to enable the High and Low Harrogate Improvement Commissioners to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.*

To the Commissioners for executing the powers and provisions of a Local Act of Parliament passed in the Fourth year of the
 25 reign of Her Majesty Queen Victoria, intituled "*An Act for improving certain parts of the Townships of Bilton with Harrogate and Pannal called High and Low Harrogate, in the West Riding of the County of York, for protecting the mineral springs and regulating the stinted pasture in the said Townships,*" being
 30 the Sanitary Authority for the Improvement Act District of High and Low Harrogate, in the West Riding of the County of York ; —

And to all others whom it may concern.

WHEREAS the High and Low Harrogate Improvement Commissioners, being the Commissioners appointed for executing the powers and provisions of a
 35 Local Act of Parliament passed in the Fourth year of the reign of Her Majesty Queen Victoria, intituled "*An Act for improving certain parts of the Townships of Bilton with Harrogate and Pannal called High and Low Harrogate, in the West Riding of the County of York, for protecting the mineral springs and regulating the stinted pasture in the said Townships,*" within the District
 40 defined by that Act, as the Sanitary Authority for the Improvement Act District (which is an Urban Sanitary District) of High and Low Harrogate, in the West Riding of the County of York, require to purchase and take certain

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A.D. 1877. [lands and premises, which are described in the Schedule to this Order, for the purpose of disposing of the sewage of their District ;

And whereas the said Commissioners made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Commissioners, as such Sanitary Authority as aforesaid, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.
In the West Riding of the County of YORK.

Description.	Situation.	Owners.	Lessees.	Occupiers.	
A portion of the farm known as "Jenny Plain" Farm, containing 46A. 3R. 32P., or thereabouts.	Townships of Killinghall and Bilton - with - Harrogate.	Her Majesty the Queen in right of Her Duchy of Lancaster.	William Jeffray, Abraham Thomas.	The Improvement Commissioners for High and Low Harrogate, and Abraham Thomas.	25 30
Killinghall Moor Farm, containing 247A. 2R. 28P., or thereabouts.	Township of Killinghall.	The Rev. Thomas Charles Thompson, Sir Henry Day Ingleby, Bart., the Rt. Rev. the Lord Archbishop of Canterbury, the Rt. Rev. the Lord Archbishop of York, and the Rt. Rev. the Lord Bishop of Ripon.	The Improvement Commissioners for High and Low Harrogate.	The Improvement Commissioners for High and Low Harrogate.	35 40

Given under the Seal of Office of the Local Government Board, this Thirtieth day of May, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

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and take certain lands and premises which are described in the Schedule hereto, for the construction of works of sewerage and for the disposal of the sewage of the said Borough ;

A.D. 1877.

And whereas the said Council, as such Sanitary Authority as aforesaid, have
5 made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of
10 lands otherwise than by agreement ;

And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

15 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do, subject as herein-after provided, hereby empower the said Council, as such Sanitary Authority as aforesaid, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the
20 Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

Provided that, notwithstanding anything contained in this Order, or in the Schedule thereto, or in the Act confirming the same, the said Sanitary
25 Authority shall not be entitled to put in force the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to any portion of the shore or bed of the sea, or of any river, channel, creek, bay, or estuary, or any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of Her
30 Crown, and under the management of the Board of Trade, or to take, use, or in any manner interfere with the same, without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give); neither shall anything contained in this Order, or in the Schedule thereto, or in the Act confirming the same, extend to, take away,
35 prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, Her heirs or successors.

Provided also, that the said Sanitary Authority shall not at any time hereafter construct any work on any part of the shore or bed of the River Orwell where
40 and so far up the same as the tide flows and reflows without the previous consent of the Board of Trade, to be signified in writing under the hand of one of the Secretaries or Assistant Secretaries of the said Board, and according to such plan, and under such restrictions and regulations as the Board of Trade shall approve of, such approval to be signified as aforesaid ; and that where any
45 such work shall have been constructed with such consent as aforesaid, the said

A.D. 1877. prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, Her heirs or successors.

Provided also, that the said Sanitary Authority shall not at any time hereafter construct any work on any part of the shore or bed of the River Orwell where 5 and so far up the same as the tide flows and reflows without the previous consent of the Board of Trade, to be signified in writing under the hand of one of the Secretaries or Assistant Secretaries of the said Board, and according to such plan, and under such restrictions and regulations as the Board of Trade shall approve of, such approval to be signified as aforesaid; and that where any 10 such work shall have been constructed with such consent as aforesaid, the said Sanitary Authority shall not at any time alter or extend the same without obtaining previously the like consent or approval; and that if any such work shall be commenced without such consent or approval, the Board of Trade may 15 abate and remove the same, and restore the site thereof to its former condition, at the cost of the said Sanitary Authority, and the amount of such cost shall be a debt due to the Crown, and recoverable against the said Sanitary Authority accordingly.

The SCHEDULE above referred to.

Parish of SAINT CLEMENT, IPSWICH.

20

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	
1	Foreshore and mud land below present approximate mean high water mark.	The Board of Trade, or the Mayor, Aldermen, and Burgesses of the Borough of Ipswich.	- - -	Ipswich Dock Commissioners.	25
2	Hardway - - -	Ditto - - -	- - -	Ditto.	
3	Foreshore and cartway above present approximate mean high water mark and below ordinary high water spring tide.	The Board of Trade, or the Mayor, Aldermen, and Burgesses of the Borough of Ipswich, or Sir George Nathaniel Broke Middleton, Bart.	- - -	- - -	30
4	Arable - - -	Sir George Nathaniel Broke Middleton, Bart.	Charles Eade -	Charles Eade.	35
5	Ditto - - -	Ditto - - -	Ditto -	Ditto.	
6	Ditto - - -	Ditto - - -	Ditto -	Ditto.	
7	Marginal waste and ditch	Ditto - - -	Ditto -	Ditto.	40
8	Rough pasture and marginal waste.	Ditto - - -	Ditto -	Ditto.	
9	Arable - - -	Ditto - - -	Ditto -	Ditto.	
10	Watercourse - - -	Ditto - - -	Ditto -	Ditto.	
11	Shipyard, sheds, and shipway.	John Chevallier Cobbold	William Curtis -	William Curtis.	45

[40 & 41 VICT.] *Local Government Board's*
Provisional Orders Confirmation (Atherton, &c.)

23

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5	12 Foreshore and occupation road, part above and part below present approximate, mean high-water mark.	Ditto - - -	- - -	John Chevallier Cobbold, or Ipswich Dock Commissioners.
	13 Quay and occupation road	Ditto.	—	—
10	14 Timber yard - - -	Ditto - - -	William Bayley -	William Bayley.
	15 Garden - - -	Ditto - - -	- - -	Elijah Tydeman.
	16 Garden - - -	Ditto - - -	- - -	Thomas Taylor.
	17 Garden - - -	Ditto - - -	- - -	Richard Noy.
Parish of SAINT MARY ELMS, IPSWICH.				
15	1 River Gipping - - -	The Mayor, Aldermen, and Burgesses of the Borough of Ipswich.	—	—
Parish of SAINT NICHOLAS, IPSWICH.				
20	1 River Gipping - - -	The Mayor, Aldermen, and Burgesses of the Borough of Ipswich.	—	—
Parish of SAINT PETER, IPSWICH.				
25	1 Dwelling-house and garden	Robert John Cole - - -	- - -	Robert John Cole.
	2 Warehouse, yard, stable, and sheds.	Ditto - - -	- - -	Ditto.
	3 Garden - - -	George Mason - - -	- - -	George Kent.
	4 River Gipping - - -	The Mayor, Aldermen, and Burgesses of the Borough of Ipswich.	—	—
30	10 Garden - - -	Louis Goss - - -	- - -	Louis Goss.
	11 An easement or right (if any) of using the water of the River Gipping.	George Swale Ale-founder.	- - -	George King.
Parish of ST. MATTHEW, IPSWICH.				
35	1 Backway to cottages - - -	Henry Wake.	—	John Hunt.
	2 Ditto - - -			
	3 Meadow - - -			
	4 Roadway - - -	Samuel Catt.	—	—
	5 Garden - - -	John Chevallier Cobbold.	- - -	Emily Weeding.
40				

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred
and seventy-seven.

G. SCLATER-BOOTH, President.

JOHN LAMBERT, Secretary.

45 (L.S.)

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A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF
 NEWBOLD AND DUNSTON.

Provisional Order to enable the Urban Sanitary Authority for the District of Newbold and Dunston to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869. 5

To the Newbold and Dunston Local Board, being the Sanitary Authority for the Urban Sanitary District of Newbold and Dunston, in the County of Derby ; —

And to all others whom it may concern.

WHEREAS the Newbold and Dunston Local Board, as the Sanitary 10
 Authority for the Urban Sanitary District of Newbold and Dunston, in the County of Derby, require to purchase and take certain lands and premises, which are described in the Schedule hereto, for the purpose of disposing of the sewage of their District ;

And whereas the said Sanitary Authority have made due publication in the 15
 newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise 20
 than by agreement ;

And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon : 25

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Newbold and Dunston Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses 30
 Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

A.D. 1877.

Situation.	No. on deposited Plan.	Description.	Owners.	Occupiers.
5 PARISH OF WHITTINGTON.	1	Garden - -	The Sheepbridge Coal and Iron Company, Limited.	Isaac Hewitt.
TOWNSHIP OF NEW-BOLD AND DUNSTON.	2	The Smithy Close -	Ditto - -	George Marsden.
10 Ditto - -	4	The Meadow -	Ditto - -	Ditto.

Given under the Seal of Office of the Local Government Board, this Fourth day of June, in the year One thousand eight hundred and seventy-seven.

G. SOLATER-BOOTH, President.

JOHN LAMBERT, Secretary.

15 (L.S.)

RURAL SANITARY DISTRICT OF THE SETTLE UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Settle Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 20 To the Guardians of the Poor of the Settle Union, in the West Riding of the County of York, being the Sanitary Authority for the Rural Sanitary District of that Union;—
And to all others whom it may concern.

25 WHEREAS the Guardians of the Poor of the Settle Union, in the West Riding of the County of York, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands, streams, water-rights, and premises which are described in the Schedule hereto, for the purpose of constructing certain works for supplying the Township of Ingleton, in the said District, with water;

- 30 And whereas the said Sanitary Authority have made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, streams, water-rights, and premises, to be allowed to put in force the powers of
35 the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

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A.D. 1877. And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and such Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands, streams, water-rights, and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Township of INGLETON, in the West Riding of the County of York.

No. on deposited Plan.	Description.	Owners.	Lessees.	Occupiers.	15
1	Close of land called "Swarbrick Pasture."	Agnes Brown	- - - -	Matthew Lund.	
2	Close of land called "Rough Swarbrick Pasture."	Ditto	- - - -	Ditto.	
3	Close of land called "Mariner Copy."	Mary Parker	- - - -	William Slinger.	20
4	Close of land called "Dale Copy."	The Rev. Horace Vincent Thompson and the Rev. James Blackman.	- - - -	James Jackson and Alexander Jackson.	25
5	A piece of land containing 20 yards square or thereabouts, forming part of a close called "Swarbeck Pasture," together with a right of road over the said close from the said piece of land to the Richmond and Lancaster Turnpike Road, and the right to take water from the source of the Swarbeck in the said close.	Mrs. Rebecca Tinkler.	- - - -	Ditto.	30
	A mill called "Ingleton Mill "	John Thos. Coates	Wm. Bracewell and Levi Towler.	Wm. Bracewell and Levi Towler.	35
					40

The right to take water from the source of the "Swarbeck," in the "Swarbeck Pasture."

Given under the Seal of Office of the Local Government Board, this Twenty-sixth day of May, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 45
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF SLOUGH.

A.D. 1877.

Provisional Order to enable the Urban Sanitary Authority for the District of Slough to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 5 To the Slough Local Board, being the Sanitary Authority for the Urban Sanitary District of Slough, in the County of Buckingham :—
And to all others whom it may concern.

WHEREAS the Slough Local Board, as the Sanitary Authority for the Urban Sanitary District of Slough, in the County of Buckingham, require
10 to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of constructing works for the disposal of the sewage of their District ;

And whereas the said Local Board made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and
15 presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas upon receipt of such Petition, the Local Government Board
20 directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now, therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Slough
25 Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.

County of BUCKINGHAM.

Description of Lands and Premises.	Owners.	Occupiers.	
Parish of UPTON-CUM-CHALVEY.			
All that piece of land containing two roods or thereabouts, being part of a certain farm known as "Manor Farm," bounded on the east by the Windsor branch of the Great Western Railway, and on the north, west, and south by land of the Duke of Leeds, in the occupation of Mr. Alfred Henry Atkins, being other part of the said farm known as Manor Farm.	His Grace the Duke of Leeds.	Alfred Henry Atkins.	5
All that piece or strip of land (extending from the before-mentioned piece of land and from the Windsor branch of the Great Western Railway in a northerly direction to a certain occupation road leading to land part of the said Manor Farm) containing one perch or thereabouts, being part of the said farm, bounded on the north-east side thereof by a certain public footpath leading from the village of Chalvey to the public road from Slough to Eton, and on the south-west side thereof by land of the said Duke of Leeds, in the occupation of the said Alfred Henry Atkins.	Ditto - -	Ditto.	10
All that piece or strip of land extending from the said occupation road (leading to land part of the said Manor Farm) and Chalvey Brook in a northerly direction to the said village of Chalvey, containing one perch or thereabouts, being also part of the said farm, bounded on the east by land of the said Duke of Leeds, in the occupation of the said Alfred Henry Atkins, on the west by land and houses of William Timber, John Thomas Timber, and James Hopwood.	Ditto - -	Ditto.	15
			20
			25
			30
Parish of DORNEY.			
All that piece or parcel of land containing 25 acres or thereabouts, being the eastern part of a certain field known as North Field, bounded on the north and east by a certain watercourse dividing the said last-mentioned piece or parcel of land from the Parish of Burnham, on the south and south-east by a certain other watercourse dividing the last-mentioned piece or parcel of land from Dorney Common, and on the west by other part of the said field known as North Field.	Sir Chas. J. Palmer, Bart.	Thomas White.	35
All that piece or strip of land containing 21 perches or thereabouts, extending from the south-west corner of the said last-mentioned piece or parcel of land intended to be taken to the public road leading from Dorney to Eton, being part of Dorney Common, bounded on the east and west by other parts of the said common.	Ditto - -	Sir C. J. Palmer, Bart., and Thomas White, George White, and George Hawkins, and all other persons having rights of common over Dorney Common.	40
			45
			50

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred and 55
seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary

LOCAL GOVERNMENT DISTRICT OF SOUTHBOROUGH. A.D. 1877.

Provisional Order to enable the Urban Sanitary Authority for the District of Southborough to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 5 To the Southborough Local Board, being the Sanitary Authority for the Urban Sanitary District of Southborough, in the County of Kent; —

And to all others whom it may concern.

- WHEREAS the Southborough Local Board, as the Sanitary Authority for
10 the Urban Sanitary District of Southborough, in the County of Kent, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of disposing of the sewage of their District;

- And whereas the said Sanitary Authority have made due publication in the newspapers and served the several notices as required by the Public Health
15 Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

- 20 And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

- Now, therefore, We, the Local Government Board, in pursuance of
25 the powers given by the Statutes in that behalf, do hereby empower the Southborough Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands
30 otherwise than by agreement, or any of them.

- Provided always, that with regard to the lands and premises numbered 1 in the said Schedule, the powers hereby given to the said Urban Sanitary Authority shall not extend to the part thereof, containing 3 acres 1 rood and 4 poles or thereabouts, which is bounded on the north by land belonging to
35 Sir Edmund Stracey Hardinge, Bart., and Thomas S. Lightfoot, on the east by the land belonging to the said Sir Edmund Stracey Hardinge, Bart., on the south by the stream running from Bentham Mill to Barden Mill Pond, and on the west by a field belonging to the said Thomas S. Lightfoot and an imaginary line drawn from the south-east corner of that field to a point in the said stream
40 situate 240 feet east of the Parish road leading from Stockland Green to Bidborough.

*Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Atherton, &c.)*

A.D. 1877.

The SCHEDULE above referred to.

Parish of BIDBOROUGH, in the County of KENT.

No. on deposited Plan.	Description.	
1	A piece of land, containing 5 acres and 11 poles or thereabouts, belonging to Sir Edmund Stracey Hardinge, Baronet, and in the occupation of William Gillett and James Gillett, bounded on the north by land belonging to the said Sir Edmund Stracey Hardinge and Thomas S. Lightfoot, on the south by the stream running from the pond at Bentham Mill to Barden Mill Pond, on the east by land belonging to the said Sir Edmund Stracey Hardinge, and on the west by the Parish road leading from Stockland Green to Bidborough.	10
2	A piece of land containing 1 acre 1 rood and 29 perches or thereabouts, belonging to the said Thomas S. Lightfoot and in the occupation of George Cuthbert, bounded on the north by land belonging to the said Thomas S. Lightfoot, and on the east, west, and south by land belonging to the said Sir Edmund Stracey Hardinge, Bart.	15
3	A piece of land containing about 16 acres 3 roods and 22 perches or thereabouts, belonging to the said Thomas S. Lightfoot and in the occupation of George Cuthbert, bounded on the north by land belonging to the said Sir Edmund Stracey Hardinge, on the east by the Parish road aforesaid, on the south by the stream aforesaid, and on the west by land belonging to the said Sir Edmund Stracey Hardinge and Thomas S. Lightfoot, (following the course of the stream running from Bidborough to Barden Mill Pond).	20
		25

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred and
seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.

JOHN LAMBERT, Secretary.

30

BOROUGH OF SWANSEA.

*Provisional Order to enable the Urban Sanitary Authority for the Borough of
Swansea to put in force the Compulsory Clauses of the Lands Clauses
Consolidation Acts, 1845, 1860, and 1869.*

35

To the Mayor, Aldermen, and Burgesses of the Borough of Swansea,
in the County of Glamorgan, being the Urban Sanitary Authority
for that Borough;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of
Swansea, in the County of Glamorgan, acting by the Council, being the Urban

40

Sanitary Authority for that Borough, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of constructing works for the purification of the sewage of certain parts of the said Borough; A.D. 1877.

- 5 And whereas the said Urban Sanitary Authority have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands
10 Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

- And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held in the Borough, as to the propriety of assenting to the prayer thereof, and the same was held, after due public notice,
15 and report has been made to them thereon:

- Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises
20 described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

In the Borough of SWANSEA.

25	Description.	Owners.	Lessees.	Occupiers.
At FOXHOLE.				
30	A piece of land containing 3,000 square yards or thereabouts, and bounded on the north by Messrs. Baxendale and Heald's Waggon Works, on the south by waste land, on the east by the Midland Railway, and on the west by the River Tawe.	The Midland Railway Company, the Landore Siemens Steel Company, H. H. Vivian and Sons, Swansea Harbour Trust, and Williams, Foster, and Co.		Messrs. Baxendale and Heald, Midland Railway Company, Robert Norman.
35				
At MORRISTON.				
40	A piece of land containing 10,900 square yards or thereabouts, and bounded on the north by a stream flowing from the Neath Turnpike Road to the River Tawe south of the Weir, on the south by a road leading from the said Turnpike Road to the Beaufort Bridge, on the east by the River Tawe, and on the west by arable land adjoining the Swansea Canal.	The Duke of Beaufort, H. H. Vivian.	H. H. Vivian -	H. H. Vivian.
45				

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Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Atherton, &c.)

A.D. 1877.

Description.	Owners.	Lessees.	Occupiers.
At LANDORE.			
A piece of land containing 9,000 square yards or thereabouts, and bounded on the north by the Viaduct of the Great Western Railway, on the south by the Landore Siemens Steel Works (old), on the east by the River Tawe, and on the west by waste land adjoining the Swansea Canal.	J. F. Calland, A. P. Calland, F. Calland, the Millbrook Iron Company, Landore.	H. H. Vivian -	Margaret Mordecai, William Dare, Millbrook Iron Company, Landore Tin-plate Company.
			5
			10

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred and
seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

15

RURAL SANITARY DISTRICT OF THE ULVERSTONE
UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Ulverstone Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

20

To the Guardians of the Poor of the Ulverstone Union, in the County of Lancaster, being the Sanitary Authority for the Rural Sanitary District of that Union; —

And to all others whom it may concern.

WHEREAS the Guardians of the Poor of the Ulverstone Union, in the County of Lancaster, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands and premises, which are described in the Schedule hereto, for the disposal of the sewage of the Village of Swarthmoor, in the Parish of Pennington, in the said District;

25

30

And whereas the said Sanitary Authority have made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

35

And whereas upon receipt of such Petition, the Local Government Board A.D. 1877.
 directed a Local Inquiry to be held as to the propriety of assenting to the
 prayer thereof, and such Inquiry was held after due public notice, and a report
 has been made to them thereon :

- 5 Now therefore, We, the Local Government Board, in pursuance of
 the powers given by the Statutes in that behalf, do hereby empower the
 said Sanitary Authority, from and after the date of the Act of Parliament
 confirming this Order, to put in force, with reference to the lands and premises
 described in the Schedule hereto, the powers of the Lands Clauses Consolidation
 10 Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands
 otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

15 No. on deposited Plan.	Description.	Owners.	Lessee.	Occupier.
20 1	Four acres of land known as the "Ulverstone Poor Land," situate at Swarth- moor, in the Township of Ulverstone, in the County of Lancaster.	The trustees of the Town Lands of the Township of Ulverstone, viz. : Myles Kennedy, George Remington, Philip Hartley, Stephen Hart Jackson, Thomas Woodburne.	Andrew Birrill -	Wm. Rogers.

25 Given under the Seal of Office of the Local Government Board, this
 Thirtieth day of May, in the year One thousand eight hundred
 and seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

**Local Government
Board's Provisional
Orders Confirmation
(Atherton, &c.) [H.L.]**

A

B I L L

[AS AMENDED BY THE SELECT COMMITTEE]

INTITLED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Local Government Districts of Atherton, Barnard Castle, Belgrave, Briggs, Brownhills, Cwmdu, and Dawlish, the Borough of Evesham, the Improvement Act District of High and Low Harrogate, the Borough of Ipswich, the Local Government District of Newbold and Dunston, the Rural Sanitary District of the Settle Union, the Local Government Districts of Slough and Southborough, the Borough of Swansea, and the Rural Sanitary District of the Uiverstone Union.

(Brought from the Lords 26 July 1877.)

*Ordered, by The House of Commons, to be Printed,
8 August 1877.*

[Bill 279.]

Under 5 oz.

A

B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Belper Union, the Borough of Chipping Norton, the Local Government District of Clay Lane, the City of Exeter, the Borough of Droitwich, the Improvement Act District of Haverfordwest, the Rural Sanitary District of the Hendon Union, the Local Government District of Hexham, the Boroughs of Kingston-upon-Hull, Portsmouth, and Saint Helens, the Local Government District of Southend, the Borough of Sunderland, the Local Government District of Sutton-in-Ashfield, and the City of York. A.D. 1877.

WHEREAS the Local Government Board have, as regards the districts, boroughs, and cities herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

5 And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted in reference to certain of the said districts :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and
 10 Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and
 15 force. The Provisional Orders in schedule confirmed.

2. The mayor, aldermen, and burgesses of the borough of Haverfordwest, acting by the council as the Urban Sanitary Authority of that borough, shall repay, out of the rates authorised by the Local Act mentioned in the Provisional Order relating to

Special provisions as to the borough of Haverfordwest,

[Bill 236.] A

A.D. 1877. the said borough hereby confirmed, and in the manner provided by section two hundred and thirty-four of the Public Health Act, 1875, the sum of ten thousand pounds borrowed by the Haverfordwest Improvement Commissioners, under the powers of the said Local Act, within the period of sixty years commencing from the 5 date of this Act; and for that purpose the said Urban Sanitary Authority shall have and exercise all the powers and provisions of the said Local Act with respect to the making, raising, and recovering the rates therein mentioned, and shall be at liberty to raise the moneys required to defray the whole or any part of the said 10 sum of ten thousand pounds by the issue of debentures or annuity certificates under and subject to the provisions of the Local Loans Act, 1875.

Prescribing
sinking fund
return.

3. The treasurer of the borough of Haverfordwest shall, within twenty-one days after the expiration of each year during which 15 any sum is required by the said Local Act as hereby amended to be set apart for a sinking fund, or to be paid as an instalment in respect of moneys borrowed on mortgage under the said Local Act, transmit to the Local Government Board a return in such form as may be prescribed by that Board, and verified by statutory 20 declaration if so required by them, showing the amounts which have been paid as instalments, and the amount which has been invested or applied for the purpose of such sinking fund during the year next preceding the making of such return, and the description of the securities upon which any investment 25 has been made, and the purposes to which any portion of the amount paid as instalments, or of the sinking fund or investment, or of the sums accumulated by way of interest, have been applied during the same period, and the total amount, if any, remaining invested at the end of the year; and in the event of any wilful 30 default in making such return the said treasurer shall be liable to a penalty not exceeding twenty pounds.

If it appears to the Local Government Board by that return, or otherwise, that the said Urban Sanitary Authority have failed to pay any instalment, or to set apart the sum required for the sinking 35 fund, or have applied any portion of the money set apart for the sinking fund, or of the sums accumulated by way of interest, to any purposes other than those authorised, they may, after hearing the said Urban Sanitary Authority, if desirous of being heard, by Order, to be issued and published, and to have the same effect as 40 an Order issued by them under the Public Health Act, 1875, direct that a sum not exceeding double the amount in respect of which

default has been made shall be paid, set apart, and invested, or applied as part of the sinking fund ; and any such Order shall be enforceable by writ of Mandamus, to be obtained by the Local Government Board out of Her Majesty's High Court of Justice. A.D. 1877.

- 5 4. As regards the borough of Kingston-upon-Hull and the Provisional Order hereby confirmed amending the Kingston-upon-Hull Improvement Act, 1854, the following provisions shall apply and take effect ; namely, Special provisions with reference to the borough of Kingston-upon-Hull.

10 (1.) Every person occupying or permitting to be occupied as a dwelling-house any building in contravention of any provision contained in the said Provisional Order, or before such sufficient means of access as are required by the Order have been provided for the removal from the premises of the contents of every privy, ashpit, and cess-
15 pool used in connexion with the building, shall be liable to a penalty not exceeding forty shillings, and to a like penalty for every day on or during which the offence shall continue, and every such penalty shall be recovered and applied as if it were a penalty imposed by the Kingston-upon-Hull Improvement Act, 1854 :

20 (2.) The Local Government Board may, by Order, award such compensation as they may think just, either by way of annuity or otherwise, to be paid to any officer of the mayor, aldermen, and burgesses of the borough of
25 Kingston-upon-Hull, or of the Local Board of Health for the district of the said borough, who by reason of the transfer of the powers and duties of the said Local Board of Health to the said mayor, aldermen, and burgesses, acting by the Council, as the Urban Sanitary Authority for the said borough, or by reason of any
30 amalgamation of offices, or reduction or alteration in their staff of officers, which has been made in consequence of such transfer, has been or shall be removed from his office or deprived of the whole or any part of the emolu-
35 ments thereof, and shall not have received remuneration to an equal amount in respect of some other office or employment under the said mayor, aldermen, and burgesses ; and such compensation shall be paid by the said Urban Sanitary Authority out of any rates applicable
40 by them to the general purposes of the Public Health Act, 1875.

A.D. 1877.

Special provisions as to the borough of Saint Helens.

5. The mayor, aldermen, and burgesses of the borough of Saint Helens, in the county of Lancaster, acting by the council as the Urban Sanitary Authority for that borough, shall be at liberty to raise all or any of the moneys which they are authorised to borrow under the provisions of section three hundred and seventy-five of the Saint Helens Improvement Act, 1869, as altered and amended by the Provisional Order relating to that borough hereby confirmed, by the issue of debentures or annuity certificates under and subject to the provisions of the Local Loans Act, 1875, or, with the consent of the Local Government Board, by the issue of debenture stock under the provisions of the last-mentioned Act. 5 10

Provided that all moneys so raised shall be repaid within such a period not exceeding fifty years from the date of borrowing the same (which period shall be the "prescribed period" within the meaning of the last-mentioned Act), as the said Urban Sanitary Authority shall with the sanction of the Local Government Board determine. 15

Special provision as to the borough of Saint Helens.

6. The treasurer of the borough of Saint Helens shall, within twenty-one days after the expiration of each year during which any sum is required by the Local Act referred to in and amended by the Provisional Order relating to the said borough hereby confirmed to be set apart as a sinking fund, or to be paid as an instalment in respect of moneys borrowed on mortgage under the said Local Act as amended by the said Order, transmit to the Local Government Board a return in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amounts which have been paid as instalments, and the amount which has been invested or applied for the purpose of such sinking fund during the year next preceding the making of such return, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the amount paid as instalments, or of the sinking fund or investment, or of the sums accumulated by way of interest, have been applied during the same period, and the total amount, if any, remaining invested at the end of the year; and in the event of any wilful default in making such return the said treasurer shall be liable to a penalty not exceeding twenty pounds. 20 25 30 35

If it appears to the Local Government Board by that return, or otherwise, that the said Urban Sanitary Authority have failed to pay any instalment or to set apart the sum required for the sinking fund, or have applied any portion of the money set apart for the sinking fund, or of the sums accumulated by way of interest, to any 40

purposes other than those authorised, they may, after hearing the said Urban Sanitary Authority, if desirous of being heard, by Order, to be issued and published, and to have the same effect as an Order issued by them under the Public Health Act, 1875, direct that a sum not exceeding double the amount in respect of which default has been made shall be paid, set apart and invested, or applied as part of the sinking fund; and any such Order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

A.D. 1877.

- 10 7. Before the mayor, aldermen, and citizens of the city of York, acting by the Council as the Urban Sanitary Authority, proceed, under the Provisional Order hereby confirmed, to take in any parish fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers who
- 15 may for the time being be the occupier or occupiers of any house or part of any house which the said Urban Sanitary Authority are by the said Provisional Order authorised to acquire, the said Urban Sanitary Authority shall procure for such person or persons sufficient accommodation elsewhere, unless the Urban Sanitary Authority and
- 20 such person or persons shall otherwise agree: Provided always, that if any question shall arise as to the sufficiency of such accommodation, the same shall be determined by a justice, and the Urban Sanitary Authority may for the purpose of procuring such accommodation appropriate any lands for the time being belonging to them, or
- 25 which they have power to acquire, and may purchase by agreement such further lands as may be necessary for such purpose, and may on such lands erect labouring-class dwellings, and may apply for the purposes of this section, or any of them, any moneys they may have already raised or are authorised to raise: Provided also,
- 30 that the Urban Sanitary Authority may sell or let on building lease all or any of the said lands for the purpose of the erection thereon of dwelling-houses or lodging-houses for the persons aforesaid, and shall have full power and authority to make and enter into contracts and agreements for or with reference to all or any
- 35 of the purposes aforesaid, and to impose conditions and restrictions as to the elevation, size, and design of the houses, and the extent of accommodation to be afforded thereby.

Special provision as to the city of York with reference to accommodation for persons of the labouring class to be displaced under the Provisional Order.

8. This Act may be cited as the Local Government Board's Short title.
Provisional Orders Confirmation (Belper Union, &c.) Act, 1877.

SCHEDULE.

RURAL SANITARY DISTRICT OF THE BELPER UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Belper Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869. 5

To the Guardians of the Poor of the Belper Union, in the County of Derby, being the Sanitary Authority for the Rural Sanitary District of that Union; —

And to all others whom it may concern.

WHEREAS the Guardians of the Poor of the Belper Union, in the 10 County of Derby, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands, springs, streams, water-rights, and premises which are described in the Schedule hereto, for the purpose of constructing certain works for the supply of water to that part of the Township of Alfreton which is situate in their District; 15

And whereas the said Sanitary Authority have made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, springs, streams, water-rights, and premises, to be allowed to put in force the 20 powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and such Inquiry was held after due public notice, and report 25 has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands, springs, 30 streams, water-rights, and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

[40 & 41 VICT.] *Local Government Board's
Provisional Orders Confirmation (Belper Union, &c.)*

7

The SCHEDULE above referred to.

A.D. 1877.

Parish and Township of ASHOVER.

5	No. on Parish Map.	No. on deposited Plan.	Description.	Owner.	Occupier.
10	3596	1	Grass field, springs, and watercourse.	Turbutt, William Gladwin	Nuttall, Joseph.
		1A	Arable field, springs, and watercourse.	Ditto - - -	Ditto.
		2	Arable field and springs -	Sowter, John - -	Sowter, John.
		2A	Grass field, springs, and watercourse.	Wilcockson, John and George.	Towndrow, Joseph, senior.
		3	Grass field, springs, and watercourses.	Ditto - - -	Ditto.
	15	3A	Ditto - - -	Ditto - - -	Ditto.
		4	Arable field, springs, and watercourses.	Goodall, George - -	Brown, Thomas.
		5	Grass field, springs, and watercourses.	Jessop, William - -	Towndrow, Stephen.
	20	7	Grass field and watercourse.	Ditto - - -	Ditto.
		8	Ditto - - -	Ditto - - -	Ditto.
25		9	Arable field and watercourse.	Ditto - - -	Ditto.
		10	Ditto - - -	Ditto - - -	Ditto.
		11	Grass field and watercourse.	Smith, Joseph - -	Smith, Joseph.
		12	Ditto - - -	Ditto - - -	Ditto.
	30	13	Grass field, building, springs and watercourse.	Haslam, Job - -	Haslam, Job.
		13A	Ditto - - -	Ditto - - -	Ditto.
		13B	Arable field, springs, and watercourse.	Ditto - - -	Ditto.
		13C	Ditto - - -	Ditto - - -	Ditto.
	35	14	Grass field, springs, and watercourse.	Allen, Thomas - -	Allen, Thomas.
		15	Ditto - - -	Smith, Joseph - -	Smith, Joseph.
40		16	Ditto - - -	Ditto - - -	Ditto.
		17	Ditto - - -	Jessop, William - -	Towndrow, Stephen.
		18	Arable field, spring, and watercourse.	Ditto - - -	Ditto.

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*Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Belper Union, &c.)*

A.D. 1877.

No. on Parish Map.	No. on deposited Plan.	Description.	Owner.	Occupier.	
	19	Arable field, springs, and watercourse.	Jessop, William -	Towndrow, Stephen.	5
	22	Grass field, springs, and watercourses.	Ditto - - -	Ditto.	
	23	Grass field, road, and footway.	James's Charity (Nottingham), the trustees of, viz.:—Richard Enfield, John George Woodward, Albert Heymann.	Wood, George.	10
	24	Arable field - -	Ditto - - -	Ditto.	
	25	Grass field - - -	Ditto - - -	Ditto.	15
	26	Grass field, road, and footway.	Ditto - - -	Ditto.	
	27	Ditto - -	Ditto - - -	Ditto.	
	28	Ditto - -	Ditto - - -	Ditto.	
	29	Grass field, springs, and watercourses.	Jessop, William -	Towndrow, Stephen.	20
	30	Arable field, springs, and watercourses.	Ditto - - -	Ditto.	
	31	Grass field and watercourses.	James's Charity, the trustees of.	Wood, George.	25
	32	Grass field and spring -	Ditto - - -	Ditto.	
	33	Grass lane, springs, and footway.	Ditto - - -	Ditto.	
	34	Grass field - -	Ditto - - -	Ditto.	
	35	House (wine tavern), out-buildings, yards, garden, orchard, and footway.	Ditto - - -	Ditto.	30
	36	Arable field and footway -	Wilcockson, John and George.	Towndrow, Joseph, sen.	
	37	Grass field and footway -	Ditto - - -	Ditto.	35
	38	Arable field - -	Ditto - - -	Ditto.	
	39	Grass field and footway -	Ditto - - -	Ditto.	
	40	Ditto - -	Jessop, William -	Mather, John.	
	41	Grass field - - -	Wilcockson, John and George.	Towndrow, Joseph, jun.	40
	42	Arable field - -	Ditto - - -	Ditto.	
	43	Arable field and farm road	Ditto - - -	Ditto.	
	44	Arable field - -	Ditto - - -	Ditto.	
	45	Ditto - - -	Turbutt, William Gladwin	Towndrow, William.	
	46	Ditto - - -	Jessop, William -	Mather, John.	

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Provisional Orders Confirmation (Belper Union, &c.)*

9

A.D. 1877.

No. on Parish Map.	No. on deposited Plan.	Description.	Owner.	Occupier.
5	47	Grass field - - -	Turbutt, William Gladwin	Towndrow, William.
	48	Arable field - - -	Ditto - - -	Ditto.
	49	Grass field - - -	Ditto - - -	Ditto.
	50	Arable field - - -	Ditto - - -	Ditto.
	51	Rough and watercourse -	Ditto - - -	Turbutt, William Gladwin, and Towndrow, William.
10	51A	Arable field, road, and watercourse.	Jessop, William - -	Mather, John.
	53	House, garden, intakes, and footway.	Turbutt, William Gladwin	Taylor, George.
15	54	Arable field, rough, and watercourses.	Jessop, William - -	Towndrow, Charles.
	54A	Grass field - - -	Ditto - - -	Ditto.
	55	Grass field and water- course.	Turbutt, William Gladwin	Taylor, George.
20	55A	Arable field - - -	Jessop, William - -	Mather, John.
	56	Part Clattercotes Wood and watercourse.	Turbutt, William Gladwin	In hand.
	56A	Ditto - - -	Ditto - - -	Ditto.
	58	Grass field, springs, and watercourse.	Wheatcroft, Joseph -	Ford, Walter.
25	3674	59 Ditto - - -	Ditto - - -	Ditto.
	3677	60 Ditto - - -	Ditto - - -	Ditto.
	3678	61 Wood, springs, and water- course.	Ditto - - -	Wheatcroft, Joseph, and Ford, Walter.
30	3678	62 Grass field, springs, and watercourses.	Ditto - - -	Ford, Walter.
	3680	63 Ditto - - -	Ditto - - -	Ditto.

Township of BRACKENFIELD, in the Parish of MORTON.

35	1	Part Clattercotes Wood -	Turbutt, William Gladwin	Turbutt, William Gladwin.
	14	Grass field, springs, and watercourse.	Wragg, Samuel - -	Harvey, Samuel.
	284	15 Ditto - - -	Wathey, Hannah - -	Limb, Robert.
	285	16 Grass field, springs, foot- way, and watercourse.	Ditto -	Ditto.
40	286	17 Grass field, springs, and watercourse.	Brooks, Miriam May (widow).	Bamford, William.
	287	18 Orchard and springs -	Ditto - - -	Ditto.

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B

*Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Belper Union, &c.)*

A.D. 1877.

No. on Parish Map.	No. on deposited Plan.	Description.	Owner.	Occupier.	
288	19	Grass field, rough, springs, watercourse, and footway.	Brooks, Miriam May (widow).	Bamford, William.	5
290	19A	Field - - - -	Ditto - - - -	Ditto.	
	19B	Ditto - - - -	Ditto - - - -	Ditto.	
	19C	Ditto - - - -	Ditto - - - -	Ditto.	
289	20	Building and yard -	Greenhough, Ann - -	Sanders, Samuel.	10

LEA MANOR, in the Township of WHEATCROFT, in the Parish of CRICH.

	2	Grass field, farm, road, troughs, watercourses, and footway.	Redfern, James -	Nicholson, Richard.	
600	3	Grass field, springs, and watercourses.	Ditto - - - -	Ditto.	15
600	4	Grass field, springs, conduits, and watercourses.	Ditto - - - -	Ditto.	
	17	Arable field - - -	Limb, George - - -	White, Matthew.	
	18	Farm road and footway -	Nightingale, Maria -	Hopkinson, Joseph.	20
	19	Arable field, springs, and watercourses.	Elijah Kirk, trustee under the will of Mary Hopkinson, deceased.	Ditto.	
	21	Ditto - - - -	Ditto - - - -	Ditto.	
	22	Ditto - - - -	Nightingale, Maria -	Ditto.	25
	23	Ditto - - - -	Ditto - - - -	Ditto.	
	24	Farm, road, footway, and watercourse.	Ditto - - - -	Ditto.	
	50	Grass field, building, plantation, watercourse, and footway.	Hill, George - - -	Brown, Thomas.	30
	52	Arable field and watercourse.	Else, William - - -	Lowe, James.	
	53	Grass field and watercourse.	Ditto - - - -	Ditto.	35
	54	Grass field and footway -	Ditto - - - -	Ditto.	
	55	Ditto - - - -	Ditto - - - -	Ditto.	
	56	Grass intakes - - -	Else, William - - -	Ditto.	
	57	Grass field, shed, and footway.	Ditto - - - -	Ditto.	40
	57A	Cottage, building, and garden.	Butler, Samuel, jun. -	Sanders, John.	

[40 & 41 VICT.] *Local Government Board's* 11
Provisional Orders Confirmation (Belper Union, &c.)

A.D. 1877.

No. on Parish Map.	No. on deposited Plan.	Description.	Owner.	Occupier.
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Township of WESSINGTON in the Parish of CRICH.

5	1A	Building, yard, and garden	Greenhough, Ann - -	Sanders, Samuel.
	2	Garden - - -	Ditto - - -	Ditto.
	3	Meadow - - -	Ditto - - -	Ditto.
	3A	Garden - - -	Stone, Joseph, Hall, George Cressy.	Marshall, Henry.
10	3B	House, yard, and garden -	Stone, Joseph - -	Ditto.
	7	Garden close - -	Stone, Joseph, Hall, George Cressy.	Ditto.
	9	Arable field - - -	Ditto - - -	Ditto.
15	11	Grass field - - -	Wright, John - -	Wright, John.
	11A	Occupation road (to farm)	Hall, G. C. - -	George Cressy Hall and Robert Limb.
	21	Wood - - -	Ditto - - -	Hall, George Cressy.
	22	Grass field - - -	Parker, Frederick - -	Slack, Thomas.
20	23	Arable field - - -	Ditto - - -	Ditto.
	24	Grass field - - -	Ditto - - -	Ditto.
	26	Ditto - - -	Cocking, Luke - -	Cocking, Luke.
	28	Ditto - - -	Ditto - - -	Ditto.
25	30	Ditto - - -	Ditto - - -	Ditto.
	33	Ditto - - -	Parker, Frederick - -	Slack, Thomas.
	33A	Ditto - - -	Cocking, Luke - -	Cocking, Luke.
	33B	Ditto - - -	Ditto - - -	Ditto.
	34	Arable field - - -	Cocking, Luke - -	Cocking, Luke.
	105A	Grass field - - -	Hall, G. C. - -	Fearn, Charles.

Parish of ALFRETON.

30	1236	20	Arable field - - -	Morewood, Charles Rowland Palmer.	Nix, John.
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Given under the Seal of Office of the Local Government Board, this
Sixteenth day of May, One thousand eight hundred and
seventy-seven.

35 (L.S.) G. SCLATER-BOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

BOROUGH OF CHIPPING NORTON.

Provisional Order for altering the mode of defraying the Expenses of an Urban Sanitary Authority.

To the Mayor, Aldermen, and Burgesses of the Borough of Chipping Norton,
in the County of Oxford, being the Urban Sanitary Authority for 5
that Borough ;—

And to all others whom it may concern.

WHEREAS by Section 208 of the Public Health Act, 1875, it is enacted that where at the time of the passing of that Act the expenses incurred by an Urban Sanitary Authority for sanitary purposes are payable otherwise than 10 in the manner provided by the Local Government Acts, the Local Government Board may, on the application of such Authority, or of any ten persons rated to the relief of the Poor within the District, declare by Provisional Order that the expenses of such Authority incurred in the execution of that Act shall be defrayed out of a District Fund and General District Rate to be levied by them 15 under that Act, subject to the provisions of that Act with respect to the mode of defraying in certain cases the expenses of the repair of highways ;

And whereas the Borough of Chipping Norton, in the County of Oxford, is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority ; 20

And whereas the expenses incurred by the said Council, acting as such Urban Sanitary Authority, for sanitary purposes, at the time of the passing of the above-recited Act, were not payable in the manner provided by the Local Government Acts, and they have applied to the Local Government Board to declare by Provisional Order that the expenses incurred in 25 the execution of the above-recited Act should be defrayed as herein-after mentioned ;

And whereas upon receipt of such application the Local Government Board directed a local inquiry to be held on the subject, and the same was held, after due public notice thereof, and report has been made to them thereon : 30

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the Twenty-ninth day of September next following the date of the Act of Parliament confirming this Order, all the expenses of the said Mayor, Aldermen, and Burgesses, acting by the Council, as such Urban Sanitary 35 Authority as aforesaid, incurred in the execution of the Public Health Act, 1875, shall be charged upon and defrayed out of a District Fund and General District Rate to be levied by them under that Act, subject to the provisions of

that Act with respect to the mode of defraying in certain cases the expenses of A.D. 1877.
the repair of highways.

5 Given under the Seal of Office of the Local Government Board, this
Seventeenth day of May, in the year One thousand eight
hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF CLAY LANE.

10 *Provisional Order to enable the Urban Sanitary Authority for the District of
Clay Lane to put in force the Compulsory Clauses of the Lands Clauses
Consolidation Acts, 1845, 1860, and 1869.*

To the Clay Lane Local Board, being the Sanitary Authority for the
Urban Sanitary District of Clay Lane, in the County of Derby ;—

And to all others whom it may concern.

15 WHEREAS the Clay Lane Local Board, as the Sanitary Authority for
the Urban Sanitary District of Clay Lane, in the County of Derby, require to
purchase and take certain lands and premises which are described in the
Schedule hereto, for the purpose of constructing works for the disposal of the
sewage of their District ;

20 And whereas the said Local Board made due publication in the newspaper,
and served the several notices as required by the Public Health Act, 1875, and
presented a Petition to the Local Government Board, stating as required by
that Act, and praying, with reference to the said lands and premises, to be
allowed to put in force the powers of the Lands Clauses Consolidation Acts,
25 with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas upon receipt of such Petition, the Local Government Board
directed a Local Inquiry to be held as to the propriety of assenting to the
prayer thereof, which Inquiry was held, after due public notice, and report has
been made to them thereon :

30 Now therefore, We, the Local Government Board, in pursuance of the
powers given by the Statutes in that behalf, do hereby empower the Clay
Lane Local Board, from and after the date of the Act of Parliament confirming
this Order, to put in force, with reference to the lands and premises described
in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts,
35 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise
than by agreement, or any of them.

No. on deposited Plan.	Description.	Owners.	Occupiers.
Townships of CLAY LANE and STRETTON.			
353	A piece of land on the east side of the North Midland Railway, containing 2 acres or thereabouts.	Thomas Elliott and John Elliott, the devisees of Thomas Elliott, deceased.	Robert Thorpe, Alfred Kirby, and John Cross.
548	A close of land at Danesmoor called "Nether Brunt Close," containing 1A. 3R. 28P. or thereabouts.	Samuel Cutts - - -	Samuel Cutts.
Township of PILSLEY.			
11	A piece of land, part of "Lane Close," containing 1A. 2R. 0P. or thereabouts.	Thomas Wilson - -	The Clay Cross Company.

(L.S.)

Provisional Order to enable the Urban Sanitary Authority for the City of Exeter to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Citizens of the City and County of the
City of Exeter, being the Urban Sanitary Authority for that City
and County;—

And to all others whom it may concern. 30

WHEREAS the Mayor, Aldermen, and Citizens of the City and County of the City of Exeter, acting by the Council, being the Sanitary Authority for the Urban Sanitary District of that City and County, require to purchase and take certain lands and premises which are described in the Schedule to this Order, for widening and improving a certain street called Goldsmith Street, in 35 the said City ;

And whereas the said Council, as such Sanitary Authority as aforesaid, have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference 40

[40 & 41 VICT.] *Local Government Board's* 15
Provisional Orders Confirmation (Belper Union, &c.)

to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement; A.D. 1877.

And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Council, as such Sanitary Authority as aforesaid, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

15 The SCHEDULE above referred to.

Parish of ALLHALLOWS, Goldsmith Street, in the City of EXETER.

No. on deposited Plan.	Description.	Owners.	Occupiers.
20	1 Dwelling-house and shop, bakehouse, and premises.	Elizabeth Marchant -	Elizabeth Marchant.
	2 Dwelling-house, shop, cottages, and curtilage.	The Mayor, Aldermen, and Citizens of the City of Exeter.	— Lenton and others.
25	3 Dwelling-house and shop -	George Ireland - -	George Ireland.
	4 Ditto - - -	J. W. C. Hookway and Ursula Hookway.	J. W. C. Hookway and Ursula Hookway.
	5 Ditto - - -	Betsey Woodman - -	John Bearne.
30	6 Public-house, skittle alley, and premises.	Grace Butland - -	Henry Pratt.
	7 Dwelling-house and shop -	ditto - - -	— Honeywell.
	8 Ditto - - -	ditto - - -	James Grant.
	8A Ditto - - -	ditto - - -	Elizabeth Godfery.
	10 Ditto - - -	George Huggins - -	Henry Huggins.

35 Given under the Seal of Office of the Local Government Board, this Twenty-sixth day of May, in the year One thousand eight hundred and seventy-seven.

(L.S.) G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

BOROUGH OF DROITWICH.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Droitwich to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Burgesses of the Borough of Droitwich, 5
 in the County of Worcester, being the Urban Sanitary Authority for
 that Borough; —

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Droitwich, in the County of Worcester, acting by the Council, being the 10
 Sanitary Authority for the Urban Sanitary District of that Borough, require
 to purchase and take certain lands and premises which are described in the
 Schedule hereto, for the construction of works for the disposal of the sewage of
 the said Borough;

And whereas the said Council, as such Sanitary Authority as aforesaid, have 15
 made due publication in the newspaper and served the several notices as required
 by the Public Health Act, 1875, and have presented a Petition to the Local
 Government Board, stating as required by that Act, and praying, with reference
 to the said lands and premises, to be allowed to put in force the powers of the
 Lands Clauses Consolidation Acts, with respect to the purchase and taking of 20
 lands otherwise than by agreement;

And whereas upon receipt of such Petition the Local Government Board
 directed a Local Inquiry to be held as to the propriety of assenting to the
 prayer thereof, which Inquiry was held, after due public notice, and report has
 been made to them thereon : 25

Now therefore, We, the Local Government Board, in pursuance of
 the powers given by the Statutes in that behalf, do hereby empower the said
 Council, as such Sanitary Authority as aforesaid, from and after the date of the
 Act of Parliament confirming this Order, to put in force, with reference to the
 lands and premises described in the Schedule hereto, the powers of the Lands 30
 Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase
 and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

A.D. 1877.

No. on deposited Plan.	Description of Property.	Situation.	Owner.	Occupier.
5 10	3 A piece of pasture land, formerly two fields, called respectively "The Garden," and "Barn Close," containing 11A. 3R. 9P. or thereabouts.	In the Parish of St. Nicholas, in the Borough of Droitwich.	Lord Hampton, owner of 3A. 19P., part thereof, Annie Lloyd and George Engstrom, devisees of Mary Lloyd, owner of 10A. 3R. 80P., remainder.	The executors of John Gaunt Emuss, deceased.
15	4 and 5 Two pieces of pasture land called respectively "Lower Ham" and "Smithins Meadow," containing 11A. 2R. 26P. or thereabouts.	Ditto - -	The Right Hon. Sir Richard Paul Amphlett, The Revs. H. T. Hill and P. A. L. Wood, devisees of Coningsby Norbury.	Richard Stanley.
20 25	6 Two pieces of pasture land called respectively "Mill Meadow" and "Smithins Ham Meadow," containing 7A. 2R. 29P. or thereabouts.	Mill Meadow is in St. Nicholas Parish. Smithins Ham Meadow, partly in St. Nicholas Parish, and partly in the Parish of St. Andrew.	Ditto - -	Ditto.
30	7 A piece of pasture land called "Knight's Meadow," containing 3A. 2R. 1P. or thereabouts.	In the Parish of St. Nicholas.	Frances Durant, Susanna Hollier, and Maria Thatcher, trustees of Ann Durant.	Joseph Wheeler.
35 40	8 and 8A A water corn mill with dwelling-house, out-buildings, mill tail, weirs, flood gates, machinery, orchards, yard, and garden thereto, known as Briar Mill, containing in the whole 2A. 0R. 23P. or thereabouts.	Ditto - -	Robert A. Cottrill -	Offley Morris.
45	10 A piece of land called "Tar Meadow," containing 1A. 3R. 1P. or thereabouts.	Ditto - -	Ditto - -	Ditto.
	9 A piece of land called "Twatford Meadow," containing 1A. 1R. 18P. or thereabouts.	- - - -	Sir William Throckmorton, Baronet.	Joseph Wheeler.

50 Given under the Seal of Office of the Local Government Board, this
Nineteenth day of May, in the year One thousand eight hundred
and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877. **IMPROVEMENT ACT DISTRICT OF HAVERFORDWEST.**

Provisional Order for dissolving the Haverfordwest Improvement Act District.

To the Mayor, Aldermen, and Burgesses of the Borough of the Town and County of Haverfordwest, being the Urban Sanitary Authority for that Borough;— 5

To the Commissioners for executing the powers and provisions of a Local Act of Parliament passed in the fifth and sixth years of the reign of His late Majesty, King William the Fourth intituled "*An Act for paving, lighting, and otherwise improving the Town of Haverfordwest, and the adjoining Townships of Prendergast and Cartlett, in the Parishes of Prendergast and Uzmaston, in the County of Pembroke*";— 10

And to all others whom it may concern.

WHEREAS under the powers and provisions of a Local Act of Parliament passed in the fifth and sixth years of the reign of His late Majesty King William the Fourth, intituled "*An Act for paving, lighting, and otherwise improving the Town of Haverfordwest, and the adjoining Townships of Prendergast and Cartlett, in the Parishes of Prendergast and Uzmaston, in the County of Pembroke*," certain Commissioners were appointed to execute the said Act within the limits therein mentioned; 15 20

And whereas the District for which the said Commissioners acted is an Improvement Act District within the meaning of the Public Health Act, 1875;

And whereas the Borough of Haverfordwest, which comprises within its area the whole of the said Improvement Act District, is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority; 25

And whereas by Section 270 of the Public Health Act, 1875, it is enacted that in the case of a Borough comprising within its area the whole of an Improvement Act District, the Local Government Board, by Provisional Order, may dissolve such District, and transfer to the Council of the Borough all or any of the jurisdiction and powers of the Improvement Commissioners of such District remaining vested in them at the time of the passing of that Act; 30

And whereas by Section 275 of the last-mentioned Act it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation, in that Act referred to as the commencement of the Order; 35

And whereas the said Urban Sanitary Authority have applied to the Local Government Board to issue a Provisional Order to dissolve the said Improvement Act District, and to transfer all the jurisdiction and powers remaining vested in the said Commissioners at the time of the passing of the Public Health Act, 1875, to the said Authority; 40

And whereas, upon receipt of the said application, the Local Government Board directed a Local Inquiry to be held on the subject of such proposed dissolution and transfer, and the same was held, after due public notice, and report has been made to them thereon: A.D. 1877.

5 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the commencement of this Order, the following provisions shall take effect; viz. :—

10 I. The said Improvement Act District shall be dissolved, and all the jurisdiction and powers of the said Commissioners remaining vested in them at the time of the passing of the Public Health Act, 1875, shall be transferred to the Council of the said Borough as such Urban Sanitary Authority as aforesaid: Provided that all matters and things commenced by the said Commissioners under the authority of the said Local Act, and not then concluded, shall be
15 continued by them under the same until the said Council shall take charge of the same.

II. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

20 Given under the Seal of Office of the Local Government Board, this Twenty-eighth day of May, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

RURAL SANITARY DISTRICT OF THE HENDON UNION.

25 *Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Hendon Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.*

30 To the Guardians of the Poor of the Hendon Union, in the County of Middlesex, as the Sanitary Authority for the Rural Sanitary District of that Union;—

And to all others whom it may concern.

WHEREAS the Guardians of the Poor of the Hendon Union, in the County of Middlesex, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands and premises which are
35 described in the Schedule hereto, for the disposal of the sewage of a portion of that part of the Parish of Harrow-on-the-Hill which is situate in their District;

And whereas the said Sanitary Authority have made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating

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A.D. 1877. as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement :

And whereas upon receipt of such petition, the Local Government Board 5 directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and such Inquiry was held after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said 10 Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise 15 than by agreement, or any of them.

The SCHEDULE above referred to.

- 1st. All that piece of land containing five acres and three roods or thereabouts, and being part of a meadow field in the occupation of Joseph Hodsdon, bounded on the north-east side by land belonging to the Dean and Chapter of Christchurch. on the north-west side by the irrigation field belonging to the Harrow Local 20 Board of Health, on the south-west side partly by the remaining portion of the said meadow field in the occupation of Joseph Hodsdon and partly by lands belonging to John Proctor, and on the south-east side partly by land belonging to the said John Proctor and partly by the remaining portion of the said meadow field, together with the southern half of the bed of the stream ad- 25 joining.
- 2ndly. All that strip of land containing one rood or thereabouts, and being part of a meadow field in the occupation of George Arnold Walker, bounded on the north-east side by land in the occupation of the said Joseph Hodsdon, on the south-east side by the remaining portion of the said meadow field in the occupation 30 of George Arnold Walker, and on the north-west side by the irrigation field above-mentioned, and situate at the north-east side of an occupation road leading from the village of Greenhill.

Given under the Seal of Office of the Local Government Board, this
 Twenty-ninth day of May, in the year One thousand eight 35
 hundred and seventy-seven.

(I.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF HEXHAM.

Provisional Order to enable the Urban Sanitary Authority for the District of Hexham to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 5 To the Hexham Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Hexham, in the County of Northumberland;—

And to all others whom it may concern.

- 10 WHEREAS the Hexham Local Board of Health, as the Sanitary Authority for the Urban Sanitary District of Hexham, in the County of Northumberland, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of improving the supply of water to their District;

- 15 And whereas the said Local Board have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise
20 than by agreement;

And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry has been held, after due public notice, and report has been made to them thereon:

- 25 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Hexham Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation
30 Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.

Nos. on deposited Plan.	Description.	Owners.	Lessees.	Occupiers.	
107	Grass and half of stream.	John Straker - -	William Green -	William Green.	5
109	Ditto - -	Ditto - -	Ditto - -	Ditto.	
92	Ditto - -	Thomas Gibson Lead-bitter.	The Executors of William Langhorn, deceased.	The Executors of William Langhorn, deceased.	10
88	Grass and half of stream and occupation road.	Ditto - -	Ditto - -	Ditto.	
90	Stack yard - -	Ditto - -	Ditto - -	Ditto.	
91	Farmhouse, yard, out-buildings, and garden.	Ditto - -	Ditto - -	Ditto.	15
64	Grass, footpath, well, stream, and occupation road.	Ditto - -	Ditto - -	Ditto.	20
63	Grass and occupation road.	Ditto - -	Ditto - -	Ditto.	

Given under the Seal of Office of the Local Government Board, this
Twenty-sixth day of May, in the year One thousand eight
hundred and seventy-seven. 25

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

BOROUGH OF KINGSTON-UPON-HULL.

Provisional Order for altering a Local Act.

To the Mayor, Aldermen, and Burgesses of the Borough of Kingston- 30
upon-Hull, in the East Riding of the County of York, being the
Urban Sanitary Authority for that Borough ;—
And to all others whom it may concern.

WHEREAS by a Provisional Order of the General Board of Health dated
the Twenty-third day of June, One thousand eight hundred and fifty-one, and 35
confirmed by "The Public Health Supplemental Act, 1851, No. 2," the
Public Health Act, 1848, with the exception of Section 50 thereof, was put in
force throughout the Borough of Kingston-upon-Hull, in the County of York,
and the Mayor, Aldermen, and Burgesses of the said Borough were constituted

the Local Board of Health for the District of the said Borough, for the purposes of the said Public Health Act, 1848, and were also constituted the assessors and commissioners for executing such parts of certain Local Acts then in force in the Borough as were not repealed by the said Provisional Order ;

A.D. 1877.

- 5 And whereas by Section 8 of the Kingston-upon-Hull Improvement Act, 1854, (herein-after called "The Local Act,") the said Provisional Order and the greater portion of the said Local Acts were repealed ;

- 10 And whereas the Public Health Act, 1848, and the several Acts supplemental thereto, were, with certain exceptions, incorporated with the Local Act, and by Section 5 of the last-mentioned Act it was enacted that the said Mayor, Aldermen, and Burgesses should, by the Council of the Borough, be within and for the Borough, and as from the Seventh day of August, One thousand eight hundred and fifty-one, the Local Board of Health under the said Public Health Act, 1848, and that the Borough should be one District for
- 15 the purposes of that Act ;

- 20 And whereas by Section 30 of the Local Act, it was enacted that all lands and property acquired by the Local Board under that Act should be vested in them as part of the estates of the Local Board, and should not be part of the estates of the Corporation ; and by Section 147 of the same Act it was further enacted that the Local Board might provide a seal for their use, distinct from the seal of the Corporation, and differing therefrom in having engraved thereon the name of the Local Board ; and that such seal should be used by the Local Board instead of and with as full effect as the seal of the Corporation could, but for the passing of that Act, have been used ;

- 25 And whereas certain Provisional Orders have at various times been made and have been confirmed by Parliament, by which the Local Act has been partially repealed and amended ;

- 30 And whereas by Section 4 of the Public Health Act, 1872, the said Borough became an Urban Sanitary District, of which the said Mayor, Aldermen, and Burgesses, acting by the Council, became the Urban Sanitary Authority ;

- 35 And whereas by Section 7 of the last-mentioned Act, from and after the first meeting of the said Council as such Urban Sanitary Authority, all the powers, rights, duties, capacities, liabilities, and obligations within the said Borough exerciseable or attaching by and to the Local Board of Health for the said Borough under the Local Government Acts, were transferred to the Council, as such Urban Sanitary Authority ;

- 40 And whereas by Section 9 of the last-mentioned Act, from and after the first meeting of the said Council, as such Urban Sanitary Authority, all such property, real and personal, including all interest, easements, and rights in, to, and out of property, real and personal (including things in action), as belonged to or was vested in, or would but for that Act have belonged to or been vested in the said Local Board of Health, were, so far as such property was applicable to and for the purposes of any such powers, rights, duties, liabilities, capacities, or obligations, passed to and vested in the said Council as such Urban Sanitary
- 45 Authority, subject to all debts, liabilities, and obligations affecting the property so transferred ;

A.D. 1877.

And whereas doubts have been entertained whether under the special provisions of the Local Act the Local Board of Health and the said Council as such Urban Sanitary Authority as aforesaid are not separate and distinct bodies, and whether all the powers, rights, duties, capacities, liabilities, and obligations exerciseable or attaching by and to, and the property, interests, easements, and rights in, 5 to, and out of property, real and personal, belonging to, or vested in, the said Local Board of Health, under the Local Act, have been respectively transferred to and vested in the said Council as such Urban Sanitary Authority ;

And whereas by Section 297 of the Public Health Act, 1875, it is enacted that any Act confirming any Provisional Order made in pursuance of any of 10 the Sanitary Acts or of that Act, may be repealed, altered, or amended by any Provisional Order made by the Local Government Board and confirmed by Parliament ;

And whereas by Section 303 of the last-mentioned Act, the Local Government Board are empowered, on the application of the Sanitary Authority 15 of any Sanitary District, by Provisional Order, wholly or partially, to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relate to the same subject-matters 20 as The Public Health Act, 1875 ;

And whereas the Local Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875 ;

And whereas the said Urban Sanitary Authority have applied to the Local Government Board to alter and amend the Local Act as herein-after mentioned, 25 so as (amongst other things) to remove the aforesaid doubts ;

And whereas the Local Government Board, upon receipt of such application, directed a local inquiry to be held on the subject thereof, and the same was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the 30 powers given by the Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect ; viz. :—

I. The Mayor, Aldermen, and Burgesses of the Borough of Kingston-upon-Hull, acting by the Council, as the Urban Sanitary Authority for that Borough, 35 and not the said Local Board of Health, shall be the sole Authority for the execution of the purposes and provisions of the Local Act, as amended by the said Provisional Orders, so far as such purposes and provisions are now subsisting and capable of taking effect ; and all powers, rights, duties, capacities, liabilities, and obligations exerciseable by or attaching to the said Local Board 40 of Health, under and by virtue of the Local Act or the said Provisional Orders, or either of them, and not already transferred or attaching to the said Urban Sanitary Authority by force of the Public Health Act, 1872, or the Public Health Act, 1875, shall be transferred to the Council, as such Urban Sanitary Authority, and all such property, real and personal, including all 45

interest, easements, and rights in, to, and out of property, real and personal (including things in action), as belongs to or is vested in the said Local Board of Health under or by virtue of the Local Act or the said Provisional Orders, or either of them, and is not already transferred to the said Urban Sanitary Authority by force of the Public Health Act, 1872, or the Public Health Act, 1875, shall be transferred to the same Authority. A.D. 1877.

II. Section 101 of the Local Act shall be altered and amended, so as to provide as follows; viz. :—

- 10 (a.) No house or building referred to therein shall be occupied as a dwelling-house until the drainage thereof has been completed, and the house or building has been examined by the Surveyor or other Officer appointed by the Urban Sanitary Authority for that purpose, and has been certified by such Surveyor or other Officer as having been built in accordance with plans approved by them, and as being in every
- 15 respect fit for human habitation.
- 20 (b.) The Surveyor or other Officer as aforesaid shall, not later than seven days after notice in writing has been given to the Urban Sanitary Authority or to such Surveyor or other Officer by the owner of any such house or building that he is desirous of receiving a certificate as aforesaid, examine the house or building and shall within seven days after such examination, either give to such owner a certificate that the house or building has been built in accordance with plans approved by the said Urban Sanitary Authority, and is in every respect fit for human habitation, or shall signify in writing to such owner the reasons for withholding such certificate.
- 25 (c.) No fee shall be payable in respect of any such examination or certificate.
- 30 (d.) Any person deeming himself aggrieved by the refusal of any such certificate may appeal from the decision of the Urban Sanitary Authority to the next court of quarter sessions in the same manner and subject to the same provisions as in the case of an appeal from the decision of a court of summary jurisdiction under Section 269 of the Public Health Act, 1875, and, for the purposes of such appeal, the decision of the Surveyor or other Officer of the Urban Sanitary Authority shall be deemed to be the decision of that Authority.
- 35 (e.) Every house and building referred to in the said section and intended to be occupied as a dwelling-house shall be provided with such sufficient means of access as shall enable the contents of every privy, ashpit, or cesspool used in connexion therewith, to be removed from the premises without being carried through such house or building; and if such
- 40 means of access cannot otherwise be provided, every such house or building shall have a backway thereto, which, when used in connexion with any three or more houses, shall be of a width of not less than two feet nine inches, and, when used in connexion with one or two houses only, shall be of a width of not less than two feet six inches, and every
- 45 such backway shall be properly drained and paved prior to the houses in connexion with which it is used being occupied as dwelling-houses.

A.D. 1877. Provided that if in the opinion of the Urban Sanitary Authority it shall in any case not be reasonably practicable to provide such access as aforesaid, it shall be lawful for them in such case to dispense with the requirements of the foregoing provision.

III. Section 98 of the Local Act shall be altered so as to provide that in 5 every case where the average height of the houses in any court, alley, square, or inclosure for houses to be hereafter built or constructed on vacant ground (not being the site of any court or square theretofore formed or built immediately previously to such construction) exceeds twenty feet, such court, alley, square, or inclosure shall have an open area or be of a width, measuring 10 from front to front, of not less than the average height of such houses, unless such height is more than thirty feet, in which case the width of the open area shall be at least thirty feet, and that every court, alley, square, and inclosure referred to therein shall be properly drained and paved prior to the houses 15 fronting thereto being occupied as dwelling-houses, and that no such court, alley, square, or inclosure shall at any time be used as a carriageway, except with the consent in writing of the said Urban Sanitary Authority first had and obtained.

IV. The Urban Sanitary Authority shall be at liberty to raise all or any of the moneys, which they are authorised to borrow or re-borrow under any Act of 20 Parliament for the time being in force, by the issue of debentures or annuity certificates under and subject to the provisions of the Local Loans Act, 1875, or, with the consent of the Local Government Board, by the issue of debenture stock under the provisions of the last-mentioned Act.

Given under the Seal of Office of the Local Government Board, this 25
 Twenty-ninth day of May, in the year One thousand eight
 hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

BOROUGH OF PORTSMOUTH.

30

Provisional Order to enable the Urban Sanitary Authority for the Borough of Portsmouth to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Burgesses of the Borough of Portsmouth, in the County of Southampton, being the Urban Sanitary 35 Authority for that Borough ;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Portsmouth, in the County of Southampton, acting by the Council, being the Sanitary Authority for the Urban Sanitary District of that Borough, require 40

to purchase and take certain lands and premises which are described in the Schedule hereto, for widening and improving certain streets in the said Borough; A.D. 1877.

And whereas the said Council, as such Sanitary Authority as aforesaid, have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Council, as such Sanitary Authority as aforesaid, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish of PORTSEA.
KENT STREET.

25	No. on deposited Plan.	Description.	Owners or reputed Owners.	Lessees.	Occupiers.
	1	Yard, kitchen, and out-house.	Frederick John Delvill Pratt.	- - -	John Alfred Byerley.
30	BUTCHER STREET.				
	2	House, shop, and pas-sage.	James Warn - - -	- - -	James Warn.
	3	Ditto - - -	Mary Pollard and James Warn.	- - -	Thomas Snelling.
35	4	Leopard tavern, public-house, and bar.	Pike, Spicer, & Co. -	- - -	Miriam Alice.
	5	House and shop - -	Ditto - - -	- - -	Unoccupied.
	6	Ditto - - -	Louisa Rollins, and James Morton, William Dance, and George Sparks.	- - -	John Titus Smith.
40	7	Ditto - - -	Ditto - - -	- - -	Winham Morley.

A.D. 1877.

No. on deposited Plan.	Description.	Owners or reputed Owners.	Lessees.	Occupiers.
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Parish of PORTSMOUTH.

EAST STREET.

5

8	House and shop - -	Ann Jenkins and Edward Hubbard.	- - -	William Lumley.
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Parish of PORTSEA.

FRATTON STREET.

9	House and shop - -	Charles White - - -	Charles White.	10
10	Ditto - -	Ditto - - -	Henry Abbott.	
11	Store and yard -	Charlotte Sparrow, Alfred Carter, and George Carter.	- - - Edward Stagg.	
12	House, shop, and slaughter-house.	Joseph Sparks - - -	Joseph Sparks.	15
13	House and shop - -	Edmund Bascombe - - -	Henry Dryer.	

SOMERS ROAD and MARGATE STREET.

20	Forecourt and cellar slipway.	Henry Croucher - - -	Henry Croucher.	20
20A	Forecourt - -	Ditto - - -	Elizabeth Biden.	
21	Ditto - -	James Wilkins - - -	James Wilkins.	
22	Ditto - -	Alexander Saunders - - -	Alexander Saunders.	
23	Ditto - -	Theodore Treaise - - -	Theodore Treaise.	
24	Ditto - -	John Henry Salter - - -	Thomas Gregory.	25
25	Front garden, stable entrance, and wall.	Stephen James Baker - - -	Stephen James Baker.	
26	Land - - -	Ditto - - -	Unoccupied.	
27	Wall and land (Margate Street).	Thomas Kidd - - -	Thomas Kidd.	30
28	Greengrocer's shop -	James Dodd - - -	James Winston and Henry Rimer.	
29	Forecourt - -	Ditto - - -	James Winston.	

CASTLE ROAD.

32	Forecourt and wall -	Selina Petar - - -	Alfred Henry Bone.	35
33	Ditto - -	George Cooke - - -	Mary Collins.	
34	Ditto - - -	Ditto - - -	George Cooke.	

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Provisional Orders Confirmation (Belper Union, &c.)

A.D. 1877.

No. on deposited Plan.	Description.	Owners or reputed Owners.	Lessees.	Occupiers.
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UPPER EAST STREET.

5	46	Yard and wall - -	John Johnson and Ann Sophia Maria Sharpley Johnson (his wife).	- - - Charles Humphreys.
	47	Ditto - -	Ditto - - -	- Thomas Short.
10	48	Ditto	Thomas Hall - -	- Margaret Wren.

ALL SAINTS ROAD.

	70A	Yard and wall - -	Charlotte Egerton - -	- Charlotte Egerton.
	70	Forecourt - -	Edmund Bascombe - -	- William Elliott.
15	71	Ditto - -	Harriet Hawkins - -	- John Benjamin Adams.
	72	Ditto - -	Robert Watson - -	- Robert Watson.
	73	Ditto - -	George Elston and Naomi Elston (his wife).	- George Elston.
20	74	Ditto - -	Henry Coombes - -	- Alfred Nobles.
	75	Ditto - -	Jane Langrish - -	- Jane Langrish.

BAKER STREET.

76	Store yard, wall, and land.	Henry Clarke Hounsell.	- - -	Henry Clarke Hounsell.
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ELM LANE.

25	77	Land - - -	William David King and Thomas King.	- - - Unoccupied.
	78	Forecourt - - -	The Rev. George Ohlson and Elizabeth Jane Ohlson (his wife).	- - - Henry Holbrook.
30	79	Five forecourts	Andrew King - -	- Ann Furmidge, George Coward, Henry Collecck, Thomas Hawkes, Alfred Doe.
35	80	Yard - - -	Robert John Murrell - -	- James Butler.
	81	Two houses, yards, and outhouses.	Fanny Savage - -	- Thomas Spencer and John Banington.

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A.D. 1877.

No. on deposited Plan.	Description.	Owners or reputed Owners.	Lessees.	Occupiers.	
82	House, stable, outhouses, and garden.	Edmund Collins	- - - -	Benjamin Anvill.	5
83	Meadow land - -	Bettesworth Pitt Shearer, the Rev. Edward Hale, the Rev. Edward Gunner, and James Lock.	- - - -	John King and Edward Baker.	10
84	Forecourt, yard, and wall.	Harriett Maxwell	- - - -	Harriet Maxwell.	
PARK ROAD.					
85	House, yard, outhouses, wall, and land.	Emanuel Emanuel	- - - -	George James Webb.	15
86	House, yard, and outhouse.	James McGregor and Ellen McGregor (his wife).	- - - -	John Hailstone.	
87	Two houses, yards, and outhouses.	W. H. Hamilton	- - - -	William Blake and John Cooper.	20
88	Five houses, land, yards, gardens, and outhouses.	The trustees of the will of the late John Z. Laurence.	- - - -	William Elder McKay, Peter Linton, Edward Noakes, Charles Saunders, and Elizabeth Horton.	25

Given under the Seal of Office of the Local Government Board, this
Twenty-ninth day of May, in the year One thousand eight
hundred and seventy-seven.

G. SCLATER-BOOTH, President. 30
JOHN LAMBERT, Secretary.

(L.S.)

BOROUGH OF SAINT HELENS.

*Provisional Order for partially repealing and altering the Saint Helens
Improvement Act, 1869.*

To the Mayor, Aldermen, and Burgesses of the Borough of Saint 35
Helens, in the County of Lancaster, being the Urban Sanitary
Authority for that Borough ; —

And to all others whom it may concern.

WHEREAS the Borough of Saint Helens, in the County of Lancaster, is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, 40 acting by the Council, are the Urban Sanitary Authority, and the Saint Helens Improvement Act, 1869, is in force in the said District ;

And whereas by Section 84 of the said Act, the said Mayor, Aldermen, and Burgesses (therein called the Corporation) are empowered to purchase, by agreement, the gas undertaking of the Saint Helens Gas Company ; A.D. 1877.

And whereas by Section 375 of the said Act, it is enacted that the Corporation may from time to time, in addition to any existing mortgage debt of the Corporation, borrow at interest, on the security of the estates and property of the Corporation (other than the Waterworks) and the Borough Fund, any sum not exceeding in the whole one hundred thousand pounds, and may mortgage such estates and property, and the Borough Fund, to secure repayment thereof, with interest, accordingly ;

And whereas by Section 376 of the said Act, the purposes for which the money to be borrowed by the Corporation under the above-recited section is to be applied are specified ;

And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875 ;

And whereas the first-mentioned Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875, and the said Urban Sanitary Authority have applied to the Local Government Board to partially repeal, alter, and amend the same as herein-after mentioned :

And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect, viz. :—

I. Section 375 of the said Local Act shall be altered and amended so as to enable the said Urban Sanitary Authority, subject to the sanction of the Local Government Board, to borrow a sum not exceeding in the whole two hundred and fifty thousand pounds, in lieu of the sum of one hundred thousand pounds therein mentioned, such sum of two hundred and fifty thousand pounds to be applied in the manner directed by the said Local Act as hereby altered with respect to money borrowed under that section.

II. Section 376 of the said Local Act shall be altered in manner following ; that is to say,—

When the said Urban Sanitary Authority shall have purchased the gas undertaking of the Saint Helens Gas Company, the money to be borrowed by them under the provisions of Section 375 as hereby altered and amended shall,

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Provisional Orders Confirmation (Belper Union, &c.)

A D. 1877. in addition to the purposes specified by the said Local Act, be applied by the said Urban Sanitary Authority in paying off and defraying the several mortgages granted by the said Company on the said gas undertaking when the same become due and payable.

III. Section 377 of the said Local Act shall be wholly repealed, except so far as the same shall have been acted upon in any matter not yet concluded.

Given under the Seal of Office of the Local Government Board,
 this Eighteenth day of May, in the year One thousand eight
 hundred and seventy-seven.

(L.S.) G. SCLATER-BOOTH, President. 10
 JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF SOUTHEND.

*Provisional Order for extending the Southend Local Government District,
 and for other purposes.*

To the Southend Local Board, being the Sanitary Authority for the Urban Sanitary District of Southend, in the County of Essex ;— 15

To the Guardians of the Poor of the Rochford Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

To the Inhabitants of the Parish of Prittlewell, in the said Rural Sanitary District ;— 20

And to all others whom it may concern.

WHEREAS the Local Government District of Southend, in the County of Essex, is an Urban Sanitary District, of which the Southend Local Board are the Urban Sanitary Authority ; 25

And whereas part of the Parish of Prittlewell, in the said County, is comprised in the said Urban Sanitary District, and another part is situate in that part of the Rural Sanitary District of the Rochford Union which immediately adjoins the Local Government District of Southend, and the residue is situate on Canvey Island ; 30

And whereas by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order ; 35

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under

Part VIII. of that Act, which includes Section 270 above-recited, shall specify A.D. 1877.

- the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order); that from and after the commencement of the Order all the powers, rights, duties, capacities, liabilities, obligations, and property which under that Act are exerciseable by or attaching to or vested in the Sanitary Authority having, under that Act, jurisdiction in any District or part of a District which is by such Order included in some other District, shall (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District, and that any Order made in pursuance of that part of the Act may, if necessary, provide for the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are to be paid, and the mode of raising such moneys; and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered;

- And whereas it was proposed that the Local Government Board should issue a Provisional Order to include in the Local Government District of Southend that part of the Parish of Prittlewell which is comprised in the Rural Sanitary District of the Rochford Union, except the parts which are situate on Canvey Island, and Local Inquiry was directed to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon:

- Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that part of the Parish of Prittlewell which is comprised in the Rural Sanitary District of the Rochford Union, except the detached parts thereof which are situate on Canvey Island, shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Southend.

And We do hereby Order as follows; viz.—

- I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The Southend Local Government District as hereby extended shall, for the purposes of the election of the Southend Local Board, be divided into two Wards, which shall be termed respectively the Southend Ward and the Prittlewell Ward.

- III. The Southend Ward shall consist of so much of the said District hereby extended as comprised the Southend Local Government District before the said Twenty-ninth day of September, and the Prittlewell Ward shall consist of the remainder of the said District.

- IV. Three persons, who shall have the qualification required by the law in force for the time being for the election of members of Local Boards, shall be

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E

A.D. 1877. — elected as members of the said Local Board by the persons qualified to vote in the Prittlewell Ward.

V. For the purposes of the election for such last-mentioned Ward, the Chairman of the said Local Board, or some other person to be appointed by the said Local Board in accordance with the provisions in Schedule II. of the 5 Public Health Act, 1875, shall be the Returning Officer.

Such election shall be conducted in accordance with the Rules, excepting Rule 55, contained in the said Schedule, as if it were the first election of a Local Board constituted after the passing of that Act, and the members then elected shall come into office on the day on which the first meeting of the 10 said Local Board shall be held after the Returning Officer shall have made his certificate of election in accordance with Rules 42 or 52, as the case may require, of the said Schedule, and such members shall continue in office until the days herein-after fixed for their retirement.

Provided, that the Returning Officer shall give notice of the said election, in 15 accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

VI. The three members elected for the Prittlewell Ward shall go out of 20 office in the following order ; viz., one (to be selected by the Local Board by lot) on the Fifteenth day of April, one thousand eight hundred and seventy-nine, one of the remaining two (to be selected in like manner) on the Fifteenth day of April, one thousand eight hundred and eighty, and the remaining one on the Fifteenth day of April, one thousand eight hundred and eighty-one ; 25 and at each of the annual elections immediately preceding such dates respectively, a person shall be elected in manner provided by the said Schedule to supply the vacancy caused by such retirement.

VII. Any casual vacancy in the places of the three members representing the Prittlewell Ward which may occur prior to the said Fifteenth day of April, 30 one thousand eight hundred and eighty-one, shall be filled up like casual vacancies in the places of other members of the Local Board.

VIII. The nine members representing the said Local Board on the day on which the three members to be elected to represent the Prittlewell Ward come into office shall, from and after that day, represent the Southend Ward as 35 hereby constituted, and thenceforth the number of members to be elected for the said Local Government District as hereby extended shall be increased from nine to twelve.

Given under the Seal of Office of the Local Government Board, this
 Nineteenth day of May, in the year One thousand eight hundred 40
 and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

A.D. 1877.

BOROUGH OF SUNDERLAND.

Provisional Order for partially repealing and altering the Borough of Sunderland Act, 1851.

5 To the Mayor, Aldermen, and Burgesses of the Borough of Sunderland,
in the County of Durham, being the Urban Sanitary Authority for
that Borough ;—

And to all others whom it may concern.

WHEREAS the Borough of Sunderland, in the County of Durham, is an
Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting
10 by the Council, are the Urban Sanitary Authority, and the Borough of
Sunderland Act, 1851, is in force in the said District ;

And whereas by Section 34 of the said Act, it is enacted that the existing
market houses in the Parish of Sunderland shall be maintained and used for
the purposes of the markets in the Borough, and all markets shall be held in
15 such Parish, and not elsewhere ;

And whereas by Section 303 of the Public Health Act, 1875, the Local
Government Board are empowered, on the application of the Sanitary Authority
of any Sanitary District, by Provisional Order, wholly or partially to repeal,
alter, or amend any Local Act, other than an Act for the conservancy of rivers,
20 which is in force in any area comprising the whole or part of any such District,
and not conferring powers or privileges on any persons or person for their or his
own pecuniary benefit, which relates to the same subject-matters as the Public
Health Act, 1875 ;

And whereas the first-mentioned Act is a Local Act within the meaning of,
25 and relates to the same subject-matters as, the Public Health Act, 1875, and
the said Urban Sanitary Authority have applied to the Local Government
Board to partially repeal the same as herein-after mentioned :

And whereas the Local Government Board, on receipt of such application,
directed a Local Inquiry to be held on the subject, and the same was held, after
30 due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the
powers given by the Statutes in that behalf, do hereby Order that, from and
after the Twenty-ninth day of September, One thousand eight hundred and
seventy-seven, so much of Section 34 of the said Local Act as provides that all
35 markets shall be held in the Parish of Sunderland, and not elsewhere, shall be
repealed.

Given under the Seal of Office of the Local Government Board, this
Twenty-ninth day of May, in the year One thousand eight
hundred and seventy-seven.

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(L.S.)

G. SCLATER-BOOTH, President.

JOHN LAMBERT, Secretary.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF SUTTON-IN- ASHFIELD.

Provisional Order to enable the Urban Sanitary Authority for the District of Sutton-in-Ashfield to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869. 5

To the Sutton-in-Ashfield Local Board being the Sanitary Authority for the Urban Sanitary District of Sutton-in-Ashfield, in the County of Nottingham: —

And to all others whom it may concern.

WHEREAS the Sutton-in-Ashfield Local Board, as the Sanitary Authority 10
for the Urban Sanitary District of Sutton-in-Ashfield, in the County of Nottingham, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of improving certain streets and lanes in, and of constructing works for the disposal of the sewage of, their District; 15

And whereas the said Local Board made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 20
with respect to the purchase and taking of lands otherwise than by agreement;

And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon: 25

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Sutton-in-Ashfield Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation 30
Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

A.D. 1877.

Nos. on deposited Plan.	Description of Lands and Premises.	Owners or reputed Owners.	Occupiers.
5	1 Cottages and land - -	Joseph Scott, Charles Ball, Robinson Dennis.	Joseph Scott.
	2 Houses, outbuildings, and gardens.	Isaac Wass, Joseph Jarvis, William Smith, Thomas Gregory.	Isaac Wass, Joseph Jarvis.
10	3 Gasworks - - -	The Sutton-in-Ashfield Gas Company.	In hand.
	4 Field - - -	Samuel Daubeney Hibbert	Samuel Daubeney Hibbert.
	5 Ditto - - -	Ditto.	—
15	6 Ditto - - -	The heirs of the late Samuel Unwin.	Daniel Fisher.
	7 Ditto - - -	Ditto - - -	William Dowing Adlington ; sub-tenant, Thomas Walker.
	7a Land - - -	William James Kirk, William Parker.	William James Kirk, William Parker.
20	8 Field - - -	Zacchens Stafford - -	Walter Straw.
	9 Ditto - - -	Walter Straw.	—
	10 Ditto - - -	William Dowing Adlington -	Thomas Walker.
	11 Ditto - - -	Samuel Daubeney Hibbert -	Samuel Daubeney Hibbert.
25	12 Meadow - - -	His Grace the Duke of Portland.	John Gelsthorpe.
	13 Ditto - - -	Ditto - - -	Ditto.
	14 Ditto - - -	Ditto - - -	Ditto.
	15 Ditto - - -	Ditto - - -	Ditto.
	16 Ditto - - -	Ditto - - -	Ditto.
30	17 Meadow - - -	John Godber - - -	George Limb.
	18 Ditto - - -	Ditto - - -	Ditto.
	19 Ditto - - -	Ditto - - -	Ditto.
	20 Ditto - - -	Ditto - - -	Ditto.
35	21 Ditto - - -	Samuel Smith, Thomas Lemon, Sarah Hardwick.	George Parsons.
	22 Ditto - - -	His Grace the Duke of Portland.	John Gelsthorpe.
	23 Plantation - - -	The heirs of the late Samuel Unwin.	In hand.

40 Given under the Seal of Office of the Local Government Board, this
Twenty-fourth day of May, in the year One thousand eight
hundred and seventy-seven.

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

(L.S.)

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A.D. 1877.

CITY OF YORK.

Provisional Order to enable the Urban Sanitary Authority for the City of York to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Citizens of the City of York, being the 5
 Urban Sanitary Authority for that City;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Citizens of the City of York, acting by the Council, being the Sanitary Authority for the Urban Sanitary District of that City, require to purchase and take certain lands and premises 10
 which are described in the Schedule to this Order, for improving certain streets and roads in the said City, known as Castlegate, Middle Water Lane, Friargate, King's Staith, and Friars Walls;

And whereas the said Council, as such Sanitary Authority as aforesaid, have made due publication in the newspaper and served the several notices as required 15
 by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement; 20

And whereas, upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the 25
 powers given by the Statutes in that behalf, do hereby empower the said Mayor, Aldermen, and Citizens, acting by the Council, as such Sanitary Authority as aforesaid, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking 30
 of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.
Parish of SAINT MARY, CASTLEGATE, in the City of YORK.

A.D. 1877.

5	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
10	7	House, shop, and premises.	Mary Taylor - -	Richard Roe	Richard Roe.
	8	House, shop, yard, outbuildings, and premises.	The trustees of Sarah Burdett, viz.: — John Robinson and Thomas Sturdy.	- - -	William Dolman Willison.
	9	Public-house, ware- house, yards, pas- sage, outbuildings, and premises.	John Brown - -	- - -	John Brown.
15	9A	Shop and premises	Ditto - -	- - -	John Brown, Murfin Capp.
	10	Cottage and premises	Ditto - -	- - -	John Dyson.
	41	Cottage and premises	Mary Taylor - -	Richard Roe	Henry Robinson.
20	42	Ditto - -	The devisees in trust under the will of the late John Underwood, viz.: — Mat- thew Cuthbert, Frederick Bell.	- - -	William Camidge, Eliza- beth Shaw.
	43	Ditto - -	Ditto - -	- - -	William Camidge, William Craven.
	44	Ditto - -	Ditto - -	- - -	William Camidge, Edward Crane.
30	45	Occupation passage and premises.	John Brown - -	- - -	John Brown, Edward Crane.
	46	Cottage and premises	Ditto - -	- - -	Edward Crane.
	47	Coach-house and premises.	William Whittaker - -	- - -	William Whittaker.
35	48	Yard - -	Ditto - -	- - -	William Whittaker, Robert Daniel.
	49	Shed - -	William Whittaker - -	- - -	William Whittaker.
	50	Privies and ashpit -	Ditto - -	- - -	Robert Daniel.
	51	Open ground and shed.	The Urban Sanitary Au- thority of the City of York.	- - -	Unoccupied.

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A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
52	Cottage and premises	Thomas Whitwell - - - -		Michael Lockerin.
53	Cottage, washhouse, yard, and premises.	Ann Render - - - -		Revd. Frederick Lawrence, Thomas Thompson. 5
55	Cottage and premises	Ann Render - - - -		Revd. Frederick Lawrence, Thomas Thompson, George Crook, James Thorpe.
56	Privy - -	Ditto - - - -		Revd. Frederick Lawrence, Thomas Thompson, George Crook, James Thorpe, James Moore. 10
57	Cottage and premises	Elizabeth Air - - - -		Revd. Frederick Lawrence, James Moore. 15
58	Ditto - -	John Cornelius Mawson - - - -		John Ella, John Tattersfield.
59	Ditto - -	Ditto - - - -		Unoccupied.
60	Ditto - -	Margaret Stoker - - - -		Revd. Frederick Lawrence, Frank Dunlavy. 20
61	Cottage, warehouses, yard, outbuildings, and premises.	The Urban Sanitary Authority of the City of York.		Margaret Curtis, Bridget Birmingham.
62	House, yard, passage, outbuildings, and premises.	Ditto - - - -		Bridget Birmingham. 25
63	Occupation passage	The Urban Sanitary Authority of the City of York, the Yorkshire Banking Company (Eugene Bean, Manager).		Margaret Curtis, Bridget Birmingham, William Grayson, Joseph Barker, Henry Calvert, James Rylah, James Stockdale, William Prince, Rachael Bradbury, James Smith. 30
64	House and premises	The Urban Sanitary Authority of the City of York.		Margaret Curtis, George Fawcett, James Fawcett, Ann Ambler. 35
65	Yard, privy, and ashpit.	Ditto - - - -		Bridget Birmingham, Henry Calvert, James Rylah, James Stockdale, William Prince, Rachael Bradbury, Frederick Lister, George Casper, Humphrey Yeoman, Joseph Greenwood, James Mytom, James Smith. 40 45

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Provisional Orders Confirmation (Belper Union, &c.)

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A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5	66 Cottage and premises	The Yorkshire Banking Company.	- - -	William Grayson.
	67 Cottage, yard, and premises.	Ditto - - -	- - -	Joseph Barker.
	68 Coal yard, stables, and shed.	Ditto - - -	- - -	Ditto.
10	69 Cottage and premises	William Swaby - - -	- - -	Ellen Taylor.
	70 Ditto - -	Ditto - - -	- - -	Michael Welsh.
	71 Yard, privy, and ashpit.	Ditto - - -	- - -	Ellen Taylor, Michael Welsh.
15	72 Cottage and premises	Ditto - - -	- - -	Patrick Melvin.
	73 Ditto - -	Ditto - - -	- - -	Anthony Flinn.
	74 Ditto - -	Ditto - - -	- - -	Margaret Langan.
	75 Ditto - -	Ditto - - -	- - -	Mary McIntyre.
	76 Ditto - -	Ditto - - -	- - -	James Melvin.
	77 Ditto - -	Ditto - - -	- - -	Bartholomew Duffy.
20	78 Ditto - -	Ditto - - -	- - -	Peter Casper.
	79 Ditto - -	Ditto - - -	- - -	John Crosby.
	80 Privies and ashpits	Ditto - - -	- - -	Patrick Melvin, Anthony Flinn, Margaret Langan, Mary McIntyre, James Melvin, Bartholomew Duffy, Peter Casper, John Crosby.
30	81 Yard - -	Ditto - - -	- - -	Patrick Melvin, Anthony Flinn, Margaret Langan, Mary McIntyre, James Melvin, Bartholomew Duffy, Peter Casper, John Crosby, John Greenwood, Anthony Ferguson, Mary Grogan.
	82 Cottage and premises	Ditto - - -	- - -	John Greenwood.
	83 Cottage, yard, and premises.	Ditto - - -	- - -	Anthony Ferguson.
40	84 Ditto - -	Ditto - - -	- - -	Mary Grogan.
	85 Open ground -	The Urban Sanitary Authority of the City of York.	- - -	Unoccupied.
	86 House, shop, and premises.	Jane Gough - - -	- - -	Samuel Barnes.
45	87 Public-house, out-buildings, and premises.	Ditto - - -	- - -	Walter Hill.
	88 Cottage and ware-house.	Ditto - - -	- - -	Jane Gough.

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*Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Belper Union, &c.)*

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Leasees or reputed Leasees.	Occupiers.	
89	Cottage, outbuildings, and premises.	Jane Gough - - - - -	- - - - -	John Darnbrough.	5
90	Yard and outbuildings.	Ditto - - - - -	- - - - -	Samuel Barnes, Walter Hill, John Darnbrough.	
91	Cottage, yard, outbuildings, and premises.	Ditto - - - - -	- - - - -	Thomas Air.	10
92	Ditto - - -	Ditto - - - - -	- - - - -	William Smith.	
93	Ditto - - -	Ditto - - - - -	- - - - -	Richard Air.	
94	Ditto - - -	Ditto - - - - -	- - - - -	Robert Air.	
95	Yard - - -	Ditto - - - - -	- - - - -	William Smith, Richard Air, Robert Air.	15
96	Privy and ashpit -	Ditto - - - - -	- - - - -	Robert Air.	
97	Privy - - -	Ditto - - - - -	- - - - -	Richard Air.	
98	Ditto - - -	Ditto - - - - -	- - - - -	William Smith.	
99	Ashpit - - -	Ditto - - - - -	- - - - -	William Smith, Richard Air.	20
100	Cottage, yard, outbuildings, and premises.	The trustees of the rectory of the Parish of St. Martin-cum-Gregory, in the City of York, viz.:—the Lord Middleton, Rev. Edward Hawke Brooksbank, William Gray.	- - - - -	Sarah Pew.	25
101	Ditto - - -	Ditto - - - - -	- - - - -	Elizabeth Smith.	
102	Ditto - - -	Ditto - - - - -	- - - - -	Ann Deighton.	30
103	House and premises	The Yorkshire Banking Company.	- - - - -	Henry Calvert, James Rylah, Elizabeth Stockdale, William Prince, Rachael Bradbury.	
104	Room - - -	Ditto - - - - -	- - - - -	James Smith.	35
105	House and premises	Ditto - - - - -	- - - - -	Frederick Lister, George Casper, Humphrey Yeoman.	
106	Staircase - - -	Ditto - - - - -	- - - - -	Frederick Lister, George Casper, Humphrey Yeoman, Joseph Greenwood.	40
107	Cottage and premises	Ditto - - - - -	- - - - -	James Mytom.	
108	Occupation passage, yard, and privy.	The Urban Sanitary Authority of the City of York, the Yorkshire Banking Company.	- - - - -	Frederick Lister, George Casper, Humphrey Yeoman, Joseph Greenwood, James Mytom.	45
109	House, shop, yard, gateway, outbuildings, and premises	John Mintoft - - - - -	- - - - -	Thomas Simpson.	50

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Provisional Orders Confirmation (Belper Union, &c.)

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5	109A Yard, sheds, out-buildings, and premises.	The Urban Sanitary Authority of the City of York.	- - -	Thomas Simpson.
	110 House and premises	John Mintoft - - -	- - -	George Hope, William Cox, Henry Swift.
10	111 Ditto - - -	The devisees in trust under the will of the late Thomas Mason, viz.:—Sarah Mason, Henry Newton, George Brown, William Stickney Rowntree.	- - -	George Austin.
15	112 House, yard, out-buildings, and premises.	Ditto - - -	- - -	John Cornelius Mawson.
	113 Warehouse -	John Brown - - -	- - -	James Hughes.
20	114 House, yard, out-buildings, and premises.	Ditto - - -	- - -	William Wentworth.
	115 Ditto - - -	Ditto - - -	- - -	Elizabeth Hamilton, Sarah Clark, Thomas Hamilton.
25	116 Public-house, out-buildings, and premises.	William Whittaker - - -	- - -	Robert Daniel.
30	117 House, warehouse, yards, outbuildings, and premises.	The devisees in trust under the will of the late Thomas Mason, viz.:—Sarah Mason, Henry Newton, George Brown, William Stickney Rowntree.	- - -	William Roe.
35	118 Cottage and premises	Benson Barstow, and the devisees in trust under the will of the late John Michael Barstow, viz.:—Benson Barstow, John Jeremiah Jackson, Joseph Wilkinson.	- - -	Mary Field.
	119 Ditto - - -	Ditto - - -	- - -	Ellen Gibson.
40	120 Privy and ashpit -	Ditto - - -	- - -	Thomas Short, Joseph Holroyd, Mary Field, Thomas Holloway, Thomas Smith, George Watkinson, Ellen Gibson.
45	121 Watercloset -	Ditto - - -	- - -	Mary Field, Ellen Gibson, Thomas Holloway, Thomas Smith, George Watkinson.
50	122 House, outbuildings, and premises.	Ditto - - -	- - -	Thomas Short.
	123 Ditto - - -	Ditto - - -	- - -	Joseph Holroyd.
	124 Garden and yard -	Ditto - - -	- - -	Thomas Short, Joseph Holroyd, John Brown.
	126 Cottage and premises	Ditto - - -	- - -	Thomas Holloway,

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G

*Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Belper Union, &c.)*

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	
127	Staircase and rooms	Benson Barstow, and the devisees in trust under the will of the late John Michael Barstow, viz.:— Benson Barstow, John Jeremiah Jackson, Joseph Wilkinson.	- - -	Thomas Smith.	5
					10
128	Cottage and premises	Ditto - - -	- - -	George Watkinson.	
129	Occupation passage and yard.	Ditto - - -	- - -	Mary Field, Ellen Gibson, Thomas Short, Joseph Holroyd, Mary Field, Thomas Holloway, Thomas Smith, George Watkinson.	15
130	Workshops, sheds, yard, and premises.	John Wilson - - -	- - -	John Wilson.	
131	Cottage and premises	Ditto - - -	- - -	John Hall Richardson.	20
132	Ditto - - -	Ditto - - -	- - -	Mary Pottinger, Margaret Rennock.	
133	Ditto - - -	Ditto - - -	- - -	Louisa Asling, Austin Finn.	
134	Occupation passage, yard, privy, and ashpit.	Ditto - - -	- - -	John Hall Richardson, Mary Pottinger, Margaret Rennock, Austin Finn, Louisa Asling.	25
135	Public-house, yard, garden, outbuildings, and premises.	Thomas Newton, Russell Henry Monro, Frederick William Brown, Andrew Drewatt Hatch, the Urban Sanitary Authority of the City of York.	- - -	Hudson Newby.	30
136	Yard, sheds, gateway, and premises.	The Dean and Chapter of the Cathedral and Metropolitan Church of Saint Peter of York and the Chapter of the same Church.	- - -	Thomas Newton, Russell Henry Monro, Frederick William Brown.	35
136A	Yard, sheds, outbuildings, and premises.	Thomas Newton, Russell Henry Monro, Frederick William Brown, Andrew Drewatt Hatch, the Urban Sanitary Authority of the City of York.	- - -	Ditto.	40
					45
138	Cottage and premises	Thomas Newton, Russell Henry Monro, Frederick William Brown, Andrew Drewatt Hatch, the Urban Sanitary Authority of the City of York.	- - -	Peter Casper.	50

[40 & 41 VICT.] *Local Government Board's*
Provisional Orders Confirmation (Belper Union, &c.)

45

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5	139 Cottage and premises	The devisee in trust under the will of the late William Gladdin, viz.: — Charles Willett Thiselton.	- - -	William Stock, Henry Prince.
10	140 Ditto - -	The feoffees of the parish of Saint Michael, Spurrergate, in the City of York, viz.: — Thomas Sanderson, James Day, junior, Edward Day, Joseph Wood, Thomas Gibson Hartley, Richard Hawkin, Richard Bewlay, John Judson.	- - -	Mary Petty, Mary Shillito.
15	141 Ditto - -	Ditto - - -	- - -	Mary Plews, Sarah Render.
20	142 Ditto - -	Thomas Sanderson, junior	- - -	Ann Syron, Mary Ann Grant.
	143 Ditto - -	Ditto - - -	- - -	Jane Kendall, Caroline Dean.
	144 Ditto - -	Ditto - - -	- - -	John Bland.
25	145 Watercloset and ashpit.	Ditto - - -	- - -	Peter Casper, Ann Syron, Mary Ann Grant, Jane Kendall, Caroline Dean, John Bland.
30	146 Ditto - -	The feoffees of the Parish of Saint Michael, Spurrergate, in the City of York, viz.: — Thomas Sanderson, James Day, junior, Edward Day, Joseph Wood, Thomas Gibson Hartley, Richard Hawkin, Richard Bewlay, John Judson.	- - -	Mary Petty, Mary Shillito, Mary Plews, Sarah Render, William Stock, Henry Prince.
35				
40	147 Cottage and premises	John Wilson - - -	- - -	Thomas Newton, Russell Henry Monro, Frederick William Brown.
	148 Ditto - -	Ditto - - -	- - -	Revd. Frederick Lawrence, James Button.
	149 Ditto - -	Ditto - - -	- - -	William Snape.
45	150 Ditto - -	Ditto - - -	- - -	Revd. Frederick Lawrence, Mary Sunderland, George Petty.
	151 Yard - -	Ditto - - -	- - -	Thomas Denham.
50	152 Watercloset -	Ditto - - -	- - -	Revd. Frederick Lawrence, James Button, William Snape, Mary Sunderland, George Petty.

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A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
154	Occupation road or passage.	Thomas Newton, Russell Henry Monro, Frederick William Brown, Andrew Drewatt Hatch, the Urban Sanitary Authority of the City of York, the Dean and Chapter of the Cathedral and Metropolitan Church of Saint Peter of York and the Chapter of the same Church, the Charity Commissioners of England and Wales ("the Official Trustee of Charity Lands").	- - -	Thomas Newton, Russell Henry Monro, Frederick William Brown, William Phillips, John Bellerby, Thomas John Wilkinson. 5 10 15
155	Cottage and premises	Thomas Sanderson, junior	- - -	William Hall. 20
156	Ditto - -	Ditto - -	- - -	Elizabeth Clark.
157	Ditto - -	Ditto - -	- - -	Samuel Emmerson.
158	Ditto - -	Ditto - -	- - -	Richard Green.
159	Ditto - -	Ditto - -	- - -	John Seaton.
160	Ditto - -	Ditto - -	- - -	John Pratt. 25
161	Ditto - -	Ditto - -	- - -	Elizabeth Beaumont.
162	Yard, watercloset, and ashpit.	Ditto - -	- - -	William Hall, Elizabeth Clark, Samuel Emmerson, Richard Green. John Seaton, John Pratt, Elizabeth Beaumont. 30
163	Workshop, yard, outbuildings, and premises.	The Charity Commissioners of England and Wales, ("the Official Trustee of Charity Lands").	- - -	William Phillips, John Bellerby, Thomas John Wilkinson. 35
164	Warehouses, yard, and premises.	Thomas Sanderson, senior	- - -	Ditto.
165	Yard, piggeries, and premises.	Ditto - -	- - -	Mary Gledhill.
166	Yard, stable, sheds, outbuildings, and premises.	Samuel Prudames	- - -	Samuel Prudames. 40

[40 & 41 VICT.] *Local Government Board's* 47
Provisional Orders Confirmation (Belper Union, &c.)

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5	167 Yard, shed, and piggeries.	Samuel Prudames	- - - -	Samuel Prudames, John Ashton.
	168 Yard, stable, and premises.	John Rex	- - - -	John Rex.
10	169 Yard, piggeries, outbuildings, and premises.	Thomas Sanderson, senior	- - -	Elizabeth Lambert.
	170 Occupation road or passage.	Thomas Sanderson, senior, Samuel Prudames, John Rex.	- - -	William Phillips, John Bellerby, Thomas John Wilkinson, Mary Gledhill, Samuel Prudames, John Ashton, John Rex, Elizabeth Lambert.
15				
20	171 Cottage, yard, garden, outbuildings, and premises.	Thomas Newton, Russell Henry Monro, Frederick William Brown, Andrew Drewatt Hatch, the Urban Sanitary Authority of the City of York.	- - -	Thomas Simpson.
	172 Ditto - -	Ditto - - -	- - -	Edward Hartley.
25	173 House and premises	William Biscomb	- - - -	Elizabeth Air.
	173A Room - -	Ditto - -	- - -	William Biscomb.
	174 House and premises	Ditto - - -	- - -	Sarah Morton.
	175 Ditto - -	Ditto - -	- - -	Matthew Brown.
30	176 Yard, passage, privies, and ashpits.	Ditto - - -	- - -	Elizabeth Air, Sarah Morton, Matthew Brown, William Biscomb.
	177 House and premises	Ditto - -	- - -	William Hope.
	178 Ditto - -	Ditto - - -	- - -	George Kerr, Robert Shillito, William Bell.
35	179 Yard, outbuildings, and premises.	Ditto - -	- - -	William Hope, George Kerr, Robert Shillito, William Bell.
	180 Yard, sheds, workshops, outbuildings, and premises.	Thomas Sanderson, senior	- - -	William Thomas.

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G 3

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Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Belper Union, &c.)

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
181	Occupation road or passage.	Thomas Sanderson, senior, Thomas Sanderson, junior, Thomas Newton, Russell Henry Monro, Frederick William Brown, Andrew Drewatt Hatch, the Urban Sanitary Authority of the City of York, the Charity Commissioners of England and Wales ("the Official Trustee of Charity Lands"), Samuel Prudames, John Rex, William Biscomb.	- - -	William Hall, Elizabeth Clark, Samuel Emmerson, Richard Green, John Seaton, John Pratt, Elizabeth Beaumont, William Phillips, John Bellerby, Thomas John Wilkinson, Mary Gledhill, Samuel Prudames, John Ashton, John Rex, Elizabeth Lambert, Thomas Simpson, Edward Hartley, Elizabeth Air, William Biscomb, Sarah Morton, Matthew Brown, William Hope, George Kerr, Robert Shillito, William Bell, William Thomas. 5 10 15 20

Given under the Seal of Office of the Local Government Board, this Twenty-fourth day of May, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 25
JOHN LAMBERT, Secretary.

**Local Government Board's
Provisional Orders Con-
firmation (Belper Union, &c.)
[H.L.]**

A

B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Belper Union, the Borough of Chipping Norton, the Local Government District of Clay Lane, the City of Exeter, the Borough of Droitwich, the Improvement Act District of Haverfordwest, the Rural Sanitary District of the Hendon Union, the Local Government District of Hexham, the Boroughs of Kingston-upon-Hull, Portsmouth, and Saint Helens, the Local Government District of Southend, the Borough of Sunderland, the Local Government District of Sutton-in-Ashfield, and the City of York.

(Brought from the Lords 5 July 1877.)

*Ordered, by The House of Commons, to be Printed,
5 July 1877.*

[Bill 236.]

Under 7 oz.

A
B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Caistor Union, the Borough of Chesterfield, the Local Government Districts of Cleckheaton and Ebbw Vale, the Boroughs of Honiton and King's Lynn (two), the Rural Sanitary District of the Maldon Union, the Local Government Districts of New Sleaford, Redcar, and Sandown, the Town of Southampton (Poor Law), the Local Government Districts of Wallasey (two), Wallingfen, Wellingborough, and Ystradyfodwg. A.D. 1877.

WHEREAS the Local Government Board have, as regards the town of Southampton, made the Provisional Order set forth in the schedule hereunto annexed, under the provisions of the Poor Law Amendment Act, 1867, and as regards the other districts and boroughs herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted in reference thereto :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The Orders set out in the schedule hereunto annexed shall, subject to the provisions of this Act, be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in schedule confirmed.

[Bill 266.]

A

A.D. 1877.

Provisions as
to Chester-
field Pro-
visional
Order.

2. The following provisions shall have effect as regards the Provisional Order relating to the borough of Chesterfield; that is to say,

1. The Urban Sanitary Authority shall not put in force the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of land otherwise than by agreement, so far as concerns the lands and premises numbered 97 on the deposited plan referred to in the said Order. 5
2. It shall be obligatory upon the said Urban Sanitary Authority to purchase and take the lands and premises numbered respectively 93 and 95 on the said deposited plan. 10
3. The Urban Sanitary Authority shall, before taking possession of the lands numbered respectively 90 and 91 on the said deposited plan, pay to the Newbold and Dunston Local Board such sum as may be determined on in case of difference by the Local Government Board for any expense rendered necessary as to alteration and construction of sewers and works by the taking of the said lands by the said Urban Sanitary Authority. 15 20

Special pro-
vision as
to Provi-
sional Order
relating to
the Local
Government
District of
Cleckheaton.

3. Nothing contained in the Provisional Order relating to the Local Government District of Cleckheaton, hereby confirmed, shall alter or affect the provisions of the Cleckheaton Local Board Act, 1870, or the powers of the Cleckheaton Local Board under that Act, except that the said Act shall, from and after the twenty-ninth day of September one thousand eight hundred and seventy-seven, be executed by the said Local Board as increased by such Provisional Order. 25

Special pro-
visions as to
the Provi-
sional Orders
relating to
the borough
of King's
Lynn.

4. The Urban Sanitary Authority for the borough of King's Lynn shall, from and after the date of this Act, be at liberty to put in force, with reference to the lands and premises numbered 44 on the deposited plan referred to in the Provisional Order relating to that borough first set out in the schedule to this Act, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them. 30 35

Article 5 of the Provisional Order relating to the borough of King's Lynn secondly set out in the schedule to this Act, shall not be confirmed, but in lieu thereof it is hereby provided that section eighty-one of the Local Act mentioned in the said Order shall be 40

altered and amended so as to provide that the Corporation may from time to time let, appropriate, and set apart any part or parts of the cattle market place in the said borough for the purposes of repository sales, or for reserved spaces for dealers, and that in addition to the
5 tolls which they are by section eighty-three of the said Local Act as altered by this Act or the said Provisional Order authorised to demand and take, the said Corporation may demand and take such ground rents in respect of the parts of the cattle market place so let, appropriated, and set apart, as may be agreed upon between the
10 Corporation and the persons hiring the same.

A.D. 1877.

5. The Redcar Local Board shall not at any time hereafter construct any work on any part of the shore or beach, whether above or below high-water mark, which lies in front of that portion of the parish or township of Upleatham which is included in the Local
15 Government District of Redcar by the Provisional Order relating to that district hereby confirmed, without the previous consent in writing of the Right Honourable Lawrence Earl of Zetland, or other the lord for the time being of the said manor, and all such works shall be constructed according to such plan and
20 under such restrictions and regulations as the said earl or other the lord of the manor aforesaid shall approve of, and where any such work shall have been constructed with such consent as aforesaid, the said Local Board shall not at any time alter or extend the same without obtaining, previously to making any such alter-
25 ation or extension, the like consent or approval; and if any such work shall be commenced without such consent or approval, the said earl or other the lord of the manor aforesaid may abate and remove the same and restore the site thereof to its former condition at the cost of the said Local Board, and the amount of such cost
30 shall be a debt due to the said earl or other the lord of the manor aforesaid, and recoverable against the said Local Board accordingly.

Special provisions with regard to the Redcar Local Board.

6. Nothing contained in the Provisional Order relating to the Local Government District of Redcar, or in this Act, shall authorise the Redcar Local Board to take, use, or in any manner interfere
35 with any portion of the shore or beach aforesaid, or any right in respect thereof, belonging to the said earl, or other the lord of the manor aforesaid, without the previous consent, in writing, of the said earl, or other the lord of the manor aforesaid, neither shall anything in the said Order or Act contained extend to take away,
40 prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the

Redcar Local Board not to interfere with shore without consent.

A.D. 1877. — said earl, or other the lord of the manor aforesaid, in or over the shore or beach aforesaid.

Special provisions as to the Provisional Order relating to the Local Government District of Sandown.

7. The Sandown Local Board are hereby authorised, subject to the provisions of the Public Health Act, 1875, relative to byelaws, to make byelaws and regulations, with reference to the sea beach and foreshore along the whole frontage of their district, but such byelaws and regulations shall not apply to or affect the said beach and foreshore below high-water mark, without the previous approval in writing of the Board of Trade, testified by one of their secretaries or assistant secretaries. 5 10

If the Sandown Local Board shall acquire any part of the churchyard mentioned in the Provisional Order addressed to them, and hereby confirmed for the purposes of that Order, they shall take all due precautions to prevent the remains of any bodies now buried therein from being disturbed. 15

Short title. 9. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Caistor Union, &c.) Act, 1877.

RURAL SANITARY DISTRICT OF THE CAISTOR
UNION.

A.D. 1877.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Caistor Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Guardians of the Poor of the Caistor Union, in the County of Lincoln, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

And to all others whom it may concern.

10 WHEREAS the Guardians of the Poor of the Caistor Union, in the County of Lincoln, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands and premises, which are described in the Schedule hereto, for the purpose of constructing works for the disposal of the sewage of the Parishes of Kirkby-cum-Osgodby, Snitterby, and
15 Waddingham, in the said District ;

And whereas the said Sanitary Authority made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and presented three petitions to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises,
20 to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas, upon receipt of such petitions, the Local Government Board directed Local inquiry to be held as to the propriety of assenting to the
25 prayer thereof, which inquiry was held after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming
30 this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.

County of LINCOLN.

Description of Lands and Premises.	Owners.	Occupiers.	
Parish of KIRKBY-CUM-OSGODBY.			
About 2 roods of land, part of a grass field abutting on the road leading to Market Rasen on the south.	Mrs. Jane Proctor - -	John Rand.	5
About 1 rood and 33 perches of arable land, bounded on the west by land of G. E. Hewett, and on the other side by the high road, being land belonging to the Church or Parish of Kirkby-cum-Osgodby.	The Reverend Edward Skelton Goodhart, Vicar, the Reverend Adrian G. Devereux Quicke, Clerk in charge, William, Abraham, and John Gunthorpe, Churchwardens, and Charles Jordan and Maltby Davy, Overseers.	Levi Phillipson, Kirkby-cum-Osgodby.	10 15
Parish of SNITTERBY.			
About 1 rood of pasture land used as an orchard, bounded on the east by land of Mr. John Gibbons.	Samuel Lamming - -	In hand.	
About 1 rood of arable land, bounded on the west by land of Mr. Samuel Lamming.	John Gibbons - -	William Drewry.	20
Parish of WADDINGHAM.			
One acre of grass land, part of a field, bounded on the east by other property of His Grace the Duke of Saint Albans, on the west by the Village Green, and on the south by the road leading to Caistor.	His Grace the Duke of St. Albans	Frederick Herring.	25

Given under the Seal of Office of the Local Government Board, this 30
Fourth day of June, in the year One thousand eight hundred
and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

BOROUGH OF CHESTERFIELD.

35

Provisional Order to enable the Urban Sanitary Authority for the Borough of Chesterfield to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Burgesses of the Borough of Chesterfield, in the County of Derby, being the Urban Sanitary Authority for that Borough ;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Chesterfield, in the County of Derby, acting by the Council, being the Urban

Sanitary Authority for that Borough, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of disposing of the sewage of the said Borough; A.D. 1877.

And whereas the said Urban Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas upon receipt of such Petition the Local Government Board directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and the same was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Acreage.
In the Borough of CHESTERFIELD.						
9 and 10		Part of a grass field (at the north-east side thereof) known as the "Meadow," and the River Hipper.	E. G. Maynard	- - - - -	James Turner	A. R. P. 0 0 26
11		Half the River Hipper	William Sales	- - - - -	Edward Brown	0 0 1
12		Ditto - - -	Frederick Andrews	- - - - -	In hand	0 0 2
13		Ditto - - -	Sarah Launt	- - - - -	Martha Rhodes	0 0 2
14		Ditto - - -	George Naish	- - - - -	In hand	0 0 5
15		Ditto - - -	Josiah Bradbury Robinson.	- - - - -	Ditto	0 0 2
16		Ditto - - -	James Wilsden Bowker.	- - - - -	William Hunt	0 0 1
17		Ditto - - -	John Walton	- - - - -	In hand	0 0 2

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A 4

Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Caistor Union, &c.)

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Acreage.
In the Township of HASLAND, in the Parish of CHESTERFIELD.					
21	Part of a grass field (at the north-east side thereof) known as "Richardsons Meadow," and half the River Hipper.	E. G. Maynard	- - - - -	George Naish	A. R. P. 0 1 0
					5
					10
In the Township of NEWBOLD, in the Parish of CHESTERFIELD.					
73	Grass field, footpath, and half the River Rother.	Reuben Gallimore	- - - - -	Samuel Lowe	6 0 6
74	Part of grass field - -	Ditto	- - - - -	Ditto	2 1 2
75	Grass field, footroad, shed, and half the River Rother.	Albany Daniels representatives.	- - - - -	Charles Wright	2 2 36
76	Grass field and half River Rother.	Trustees of Dronfield Grammar School.	- - - - -	Ditto	0 3 19
77	Ditto - - - -	Albany Daniels representatives.	- - - - -	Ditto	1 2 0
78	Grass field, footroad, shed, and half River Rother.	Ditto	- - - - -	Ditto	6 1 0
79	Part of arable field and roadway.	Ditto	- - - - -	Ditto	1 1 26
80	Part of grass field - -	Richard Cooper's trustees.	- - - - -	Samuel Elliott	0 1 1
81	Grass field - - -	John Oliver	- - - - -	Henry Mason's Widow.	1 3 24
82	Part of grass field - -	James ^s Sanforth, and the Tapton Colliery Coke and Iron Company, Limited.	- - - - -	James Sanforth	0 1 37
83	Part of grass field - -	Ditto	- - - - -	Ditto	1 0 33
84	Grass field, footroad, and half River Rother.	Ditto	- - - - -	Ditto	1 1 25
86	Lockoford Lane - -	Duke of Devonshire, and the Tapton Colliery Coke and Iron Company, Limited.	- - - - -	-	-
87	Part of grass field - -	Duke of Devonshire	- - - - -	Isaac Hewitt	0 3 29
88	Grass field - - -	Ditto	- - - - -	Ditto	1 2 32
89	Grass field, footroad, and half River Rother.	Ditto	- - - - -	Charles Wright	2 1 27
90	Arable field, footroad, and half River Rother.	Trustees of Dronfield Grammar School.	- - - - -	Theophilus Pearson	4 0 31
91	Part of arable field - -	Ditto	- - - - -	Ditto	0 3 10
92	Part of grass field and footroad.	Ditto	- - - - -	Ditto	0 2 27

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Acreage.
In the Township of NEWBOLD, in the Parish of CHESTERFIELD.					
5	93	Grass field and footroad -	Sheepbridge Coal and Iron Company, Limited.	- - - - George Marsden -	A. R. P. 2 0 26
	97	Grass field - - -	Ditto - - -	Ditto - - -	3 0 26
In the Township of BRIMINGTON, in the Parish of CHESTERFIELD.					
10	85	Grass field and half the River Rother.	Joseph Shipton - - - -	James Bradbury's representatives.	6 3 12
In the Township of TAPTON, in the Parish of CHESTERFIELD.					
15	94	Grass meadow - - -	George Yeldham Wilkinson and his mortgagees, or some or one of them.	Tapton Colliery Coke and Iron Company, Limited.	- - - 0 3 21
20	95	Ditto - - -	Sheepbridge Coal and Iron Company, Limited.	George Marsden -	0 0 28

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred
and seventy-seven.

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

25 (L.S.)

LOCAL GOVERNMENT DISTRICT OF CLECKHEATON.

*Provisional Order for extending the Local Government District of Cleckheaton,
and for other purposes.*

30 To the Cleckheaton Local Board, being the Sanitary Authority for the Urban Sanitary District of Cleckheaton, in the West Riding of the County of York ;—

To the Guardians of the Poor of the North Bierley Union, in the said West Riding, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

35 To the Inhabitants of the Hamlets of Oakenshaw and Scholes, in the Township of Cleckheaton, in the said Rural Sanitary District ;—

And to all others whom it may concern.

WHEREAS by Section 211 of the Public Health Act, 1875, it is enacted that an Urban Sanitary Authority may divide their District or any street
[266.] B

A.D. 1877. — therein into parts for all or any of the purposes of that Act, and from time to time abolish or alter any such divisions, and may make a separate assessment on any such part for all or any of the purposes for which the same is formed; and that every such part, so far as relates to the purposes in respect of which such separate assessment is made, shall be exempt from any other assessment under 5 that Act: Provided, that if any expenses are incurred or to be incurred in respect of two or more parts in common, the same shall be apportioned between them in a fair and equitable manner;

And whereas by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole 10 or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order;

And whereas by Section 275 of the said Public Health Act, 1875, it is 15 enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order); that from and after the commencement of the Order all the powers, rights, duties, capacities, liabilities, obligations, 20 and property which under that Act are exercisable by or attaching to or vested in the Sanitary Authority having, under that Act, jurisdiction in any District or part of a District which is by such Order included in some other District, shall (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District; and that any 25 Order made in pursuance of that part of the Act may, if necessary, provide for the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are 30 to be paid, and the mode of raising such moneys; and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered;

And whereas the Local Government District of Cleckheaton, in the West 35 Riding of the County of York, is an Urban Sanitary District, of which the Cleckheaton Local Board are the Urban Sanitary Authority, and the said Local Board have contracted certain debts for works of sewerage and water supply respectively in their District, of which the sums of three thousand four hundred pounds and ten thousand one hundred and sixty pounds, or thereabouts, now 40 remain unpaid;

And whereas the Hamlets of Oakenshaw and Scholes, in the Township of Cleckheaton, are comprised in that part of the Rural Sanitary District of the North Bierley Union, in the said Riding, which immediately adjoins the Local Government District of Cleckheaton;

And whereas the Guardians of the Poor of the North Bierley Union, as the Sanitary Authority for the said Rural Sanitary District, have incurred a certain debt for works of water supply in the said Hamlet of Scholes, of which the sum of nine hundred and seventy-six pounds, or thereabouts, now remains unpaid; A.D. 1877.

- 5 And whereas the Cleckheaton Local Board have applied to the Local Government Board to issue a Provisional Order to extend their District by including therein that part of the Rural Sanitary District of the North Bierley Union which comprises the said Hamlets;

- 10 And whereas the Local Government Board directed Local Inquiry to be held on the subject of the proposed extension of the said Local Government District, and the same was held, after due public notice, and report has been made to them thereon:

- 15 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that part of the Rural Sanitary District of the North Bierley Union which comprises the Hamlets of Oakenshaw and Scholes, in the Township of Cleckheaton, shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Cleckheaton.

And We hereby Order as follows; viz.

- 20 I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

- 25 II. The number of members to be elected for the Cleckheaton Local Board shall be increased from nine to thirteen, and the four additional members shall have the qualification required by the law for the time being in force for the election of members of Local Boards, and shall be elected as members of the said Local Board by the persons qualified to vote in the said Hamlets of Oakenshaw and Schole;

- 30 III. For the purposes of the election for such additional members, the Chairman of the said Local Board, or some other person to be appointed by the said Local Board in accordance with the provisions of Schedule II. of the Public Health Act, 1875, shall be the Returning Officer.

- 35 Such election shall be conducted in accordance with the Rules, excepting Rule 55, contained in the said Schedule, as if it were the first election of a Local Board constituted after the passing of that Act, and the members then elected shall come into office on the day on which the first meeting of the said Local Board shall be held after the Returning Officer shall have made his certificate of election in accordance with Rules 42 or 52, as the case may require, of the said Schedule, and such members shall continue in office until the days herein-after fixed for their retirement.

- 40 Provided, that the Returning Officer shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

A.D. 1877. — IV. The four additional members shall go out of office in the following order; viz., one (to be selected by the Local Board by lot) on the Fifteenth day of April, One thousand eight hundred and seventy-nine, one of the remaining three (to be selected in like manner) on the Fifteenth day of April, One thousand eight hundred and eighty, and the remaining two on the Fifteenth day of 5 April, One thousand eight hundred and eighty-one; and at the annual elections immediately preceding such dates respectively, persons shall be elected in manner provided by the said Schedule II. by the persons qualified to vote in the whole of the said District as extended by this Order, to supply the vacancies caused by such retirement; and after the Fifteenth day of April, One thousand 10 eight hundred and eighty-one, the proceedings at all elections shall, subject to the provisions of the said Public Health Act, 1875, take place as if the number of members of the said Local Board had been originally fixed at thirteen instead of nine.

V. Any casual vacancy in the places of the four additional members which 15 may occur prior to the said Fifteenth day of April, One thousand eight hundred and eighty-one, shall be filled up like casual vacancies in the places of other members of the Local Board.

And whereas on the said Twenty-ninth day of September, One thousand eight hundred and seventy-seven, the liability for the repayment of the said sum 20 of nine hundred and seventy-six pounds will pass to and vest in the Cleckheaton Local Board:

We, the Local Government Board, do hereby further Order as follows; viz,—

VI. The Cleckheaton Local Board shall, within one month after the said 25 Twenty-ninth day of September, divide their District as hereby extended into three parts, one to comprise the part which formerly constituted the Cleckheaton Local Government District, the second to comprise the Hamlet of Oakenshaw, and the third to comprise the Hamlet of Scholes.

VII. The said Local Board shall, after such division, from time to time make 30 separate assessments, and levy and make such a rate or rates, in the nature of a General District Rate, upon the first-mentioned part of their District as shall be sufficient to defray, in the manner provided by Section 234 of the Public Health Act, 1875, the said sums of three thousand four hundred pounds, and ten thousand one hundred and sixty pounds, or so much thereof respectively as 35 shall be then due and owing, and the interest due or to become due thereon respectively, within the respective periods for which the same were originally sanctioned.

VIII. The said Local Board shall also from time to time make separate assessments and levy and make such a rate or rates, in the nature of a General 40 District Rate, upon the Hamlet of Scholes, as shall be sufficient to defray in the manner provided by Section 234 of the Public Health Act, 1875, the said sum of nine hundred and seventy-six pounds, or so much thereof as shall be

then due and owing, and the interest due or to become due thereon, within the A.D. 1877.
 period for which the same was originally sanctioned.

5 Given under the Seal of Office of the Local Government Board, this
 Fifth day of June, in the year One thousand eight hundred and
 seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF EBBW VALE.

Provisional Order for extending the Local Government District of Ebbw Vale.

10 To the Ebbw Vale Local Board, being the Sanitary Authority for the
 Urban Sanitary District of Ebbw Vale, in the County of Mon-
 mouth;—

To the Guardians of the Poor of the Bedwellty Union, in the same
 County, being the Sanitary Authority for the Rural Sanitary District
 15 of that Union;—

And to all others whom it may concern.

WHEREAS by Section 270 of the Public Health Act, 1875, the Local
 Government Board are empowered, by Provisional Order, to declare the whole
 or any portion of a Local Government or Rural Sanitary District immediately
 20 adjoining a Local Government District to be included in such last-mentioned
 District, and it is enacted that thereupon the included area shall, for the
 purposes of that Act, be deemed to form part of the District in which it is
 included by such Order;

And whereas by Section 275 of the said Public Health Act, 1875, it is
 25 enacted that every Order made by the Local Government Board under
 Part VIII. of that Act, which includes Section 270 above-recited, shall specify
 the day on which such Order shall come into operation (in that Act referred to
 as the commencement of the Order); and that where any Local Government
 District is diminished or increased in extent under that part of the Act, the
 30 Order shall prescribe the number of members to be elected for the District
 when altered;

And whereas the Local Government District of Ebbw Vale, in the County
 of Monmouth, is an Urban Sanitary District, of which the Ebbw Vale Local
 Board are the Urban Sanitary Authority;

35 And whereas that part of the Rural Sanitary District of the Bedwellty
 Union, in the same County, which is described in the Schedule hereto,
 immediately adjoins the Local Government District of Ebbw Vale;

And whereas the Local Government Board have proposed to issue a
 Provisional Order for declaring the part of the Rural Sanitary District of the

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14 *Local Government Board's* [40 & 41 VICT.]
Provisional Orders Confirmation (Caistor Union, &c.)

A.D. 1877. Bedwellty Union which is described in the Schedule hereto to be included in the Local Government District of Ebbw Vale; and the Local Government Board accordingly directed Local Inquiry to be held on the subject of the proposed inclusion, and the same was held, after due public notice thereof, and report has been made to them thereon : 5

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that portion of the Rural Sanitary District of the Bedwellty Union which is described in the Schedule hereto shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Ebbw Vale. 10

And We do hereby Order as follows ; viz. :—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Local Board for the Local Government District of Ebbw Vale as hereby altered shall be and remain the same as before the date of this Order. 15

The SCHEDULE above referred to.

All that portion of the Rural Sanitary District of the Bedwellty Union which is contained within an imaginary line which commencing from Tyngelli, the extreme north-eastern point of the Local Government District of Ebbw Vale, proceeds thence in a straight line and in a northerly direction to a point in the northern boundary of the said Rural Sanitary District, due south of the western corner of "Incline Houses"; thence running along the last-mentioned boundary in a westerly direction to the boundary of the Local Government District of Tredegar, and thence in a southerly direction along the eastern boundary of such last-mentioned District to the boundary of the Local Government District of Ebbw Vale; thence along such boundary in an easterly direction to the starting point. 20 25

Given under the Seal of Office of the Local Government Board, this Fifth day of June, in the year One thousand eight hundred and seventy-seven. 30

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

BOROUGH OF HONITON.

A.D. 1877.

Provisional Order for altering the mode of defraying the Expenses of an Urban Sanitary Authority.

5 To the Mayor, Aldermen, and Burgesses of the Borough of Honiton, in the County of Devon, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern.

WHEREAS by Section 208 of the Public Health Act, 1875, it is enacted that where at the time of the passing of that Act the expenses incurred by an
10 Urban Sanitary Authority for sanitary purposes are payable otherwise than in the manner provided by the Local Government Acts, the Local Government Board may, on the application of such Authority, or of any ten persons rated to the relief of the Poor within the District, declare by Provisional Order that the expenses of such Authority incurred in the execution of that Act shall be
15 defrayed out of a District Fund and General District Rate to be levied by them under that Act, subject to the provisions of that Act with respect to the mode of defraying in certain cases the expenses of the repair of highways ;

And whereas the Borough of Honiton, in the County of Devon, is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting
20 by the Council, are the Urban Sanitary Authority ;

And whereas the expenses incurred by the said Council, acting as such Urban Sanitary Authority, for sanitary purposes, at the time of the passing of the above-recited Act, were not payable in the manner provided by the Local Government Acts, and they have applied to the Local Government
25 Board to declare by Provisional Order that the expenses incurred in the execution of the above-recited Act should be defrayed as herein-after mentioned ;

And whereas upon receipt of such application the Local Government Board directed a local inquiry to be held on the subject, and the same was held, after
30 due public notice thereof, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the Twenty-ninth day of September next following the date of the Act of Parliament confirming this Order, all the expenses of the said Mayor,
35 Aldermen, and Burgesses, acting by the Council, as such Urban Sanitary Authority as aforesaid, incurred in the execution of the Public Health Act, 1875, shall be charged upon and defrayed out of a District Fund and General District Rate to be levied by them under that Act, subject to the provisions of that Act with respect to the mode of defraying in certain cases the expenses of
40 the repair of highways.

Given under the Seal of Office of the Local Government Board, this Fifth day of June, in the year One thousand eight hundred and seventy-seven.

45 (L.S.) G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

BOROUGH OF KING'S LYNN.

Provisional Order to enable the Urban Sanitary Authority for the Borough of King's Lynn to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Burgesses of the Borough of King's Lynn, 5
 in the County of Norfolk, being the Urban Sanitary Authority for
 that Borough ;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of King's
 Lynn, in the County of Norfolk, acting by the Council, being the Urban 10
 Sanitary Authority for that Borough, require to purchase and take certain
 lands and premises which are described in the Schedule hereto, for the purpose
 of enlarging and improving the Cattle Market in the said Borough ;

And whereas the said Urban Sanitary Authority have made due publication
 in the newspaper and served the several notices as required by the Public 15
 Health Act, 1875, and presented a Petition to the Local Government Board,
 stating as required by such Act, and praying, with reference to the said lands
 and premises, to be allowed to put in force the powers of the Lands Clauses
 Consolidation Acts, with respect to the purchase and taking of lands otherwise
 than by agreement ; 20

And whereas the Local Government Board, upon receipt of such Petition,
 directed a Local Inquiry to be held as to the propriety of assenting to the
 prayer thereof, and such Inquiry was held, after due public notice, and report
 has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the 25
 powers given by the Statutes in that behalf, do hereby empower the said
 Urban Sanitary Authority, from and after the date of the Act of Parliament
 confirming this Order, to put in force, with reference to the lands and premises
 described in the Schedule hereto, the powers of the Lands Clauses Consolidation
 Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands 30
 otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.

No. on deposited Plan.	Description of Lands and Premises.	Owners.	Lessees.	Occupiers.
5	1 House - -	Harriet Sofley -	Richard Bagge -	Charles Dane.
	2 Yard - - -	Lewis Whincop Jarvis -	- - -	William Child.
	4 Workshop and house	Ditto - -	- - -	William Child and Mary Tillroy.
	5 Warehouse - -	Ditto - -	- - -	Walter Butcher.
10	6 House, sheds, and yard.	James Chilvers and Lewis Whincop Jarvis.	- - -	James Chilvers.
	7 House - -	Ditto - -	- - -	George Goate.
	8 Ditto - -	Ditto - -	- - -	Susan Lift and John Webbon.
15	17 Yard - -	Lewis Whincop Jarvis -	- - -	Unoccupied.
	18 House, yard, and shed	Nicholas Sofley -	- - -	Thomas Kingston.
	19 House and yard -	Ditto - -	- - -	William Child.
	20 House, yard, and shed	Ditto - -	- - -	Mary Barker.
20	21 House - -	Ditto - -	- - -	John Joplin.
	22 Ditto - -	Ditto - -	- - -	John Lacey.
	23 House, yard, and shed	Ditto - -	- - -	William Curson.
	24 Shed and privies -	Ditto - -	- - -	John Lacey.
	25 House - -	Ditto - -	- - -	Joseph Baker.
25	26 Ditto - -	Ditto - -	- - -	John Henry Hendry.
	27 Ditto - -	Ditto - -	- - -	James Grass.
	32 Open yard -	Lewis Whincop Jarvis, Nicholas Sofley, and Nathan Lowe.	—	—

30 Given under the Seal of Office of the Local Government Board, the Fifth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

A.D. 1877.

BOROUGH OF KING'S LYNN.

*Provisional Order for partially repealing and altering the "King's Lynn
 Waterworks and Borough Improvement Act, 1859."*

To the Mayor, Aldermen, and Burgesses of the Borough of King's Lynn,
 in the County of Norfolk, being the Urban Sanitary Authority for 5
 that Borough;—

And to all others whom it may concern.

WHEREAS the Borough of King's Lynn, in the County of Norfolk, is an
 Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting
 by the Council, are the Urban Sanitary Authority, and the "King's Lynn 10
 Waterworks and Borough Improvement Act, 1859," is in force in the said
 District;

And whereas by Section 27 of the said Local Act it is enacted that the
 Corporation from time to time shall appoint the Mayor and four other members
 of the Council to be a Committee for carrying into effect the provisions of that 15
 Act as to the Waterworks, and to be called the "Waterworks Committee";

And whereas by Section 65 of the said Act certain sections of the Markets
 and Fairs Clauses Act, 1847, are incorporated with that Act;

And whereas by Section 66 of the said Local Act it is enacted that, for better
 carrying into effect the several powers and provisions of that Act with respect 20
 to the markets and fairs the Corporation from time to time should appoint the
 Mayor and four other members of the Council to be a Committee for the
 purpose, to be called the Markets Committee;

And whereas by Section 83 of the said Local Act the Corporation are
 empowered to demand and take from any person bringing into their cattle 25
 market or into any fair any animal or article specified in the fourth Schedule to
 that Act, or having charge of the same therein, or occupying any place therein,
 such tolls as the Corporation appoint, not exceeding the tolls specified in such
 Schedule;

And whereas by Section 90 of the said Local Act the Corporation of the 30
 said Borough are empowered to borrow at interest, for the purposes of that
 Act and under the authority thereof, on the security of the stallages and tolls
 specified in the third Schedule to that Act, such sums as they may think
 necessary, not exceeding in the whole five thousand pounds, and to mortgage
 such stallages and tolls as security for the repayment thereof; 35

And whereas by Section 303 of the Public Health Act, 1875, the Local
 Government Board are empowered, on the application of the Sanitary Authority
 of any Sanitary District, by Provisional Order, wholly or partially to repeal,
 alter, or amend any Local Act, other than an Act for the conservancy of rivers,
 which is in force in any area comprising the whole or part of any such District, 40
 and not conferring powers or privileges on any persons or person for their or
 his own pecuniary benefit, which relates to the same subject-matters as the
 Public Health Act, 1875;

A.D. 1877.

And whereas the first-mentioned Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875, and the said Urban Sanitary Authority (in the said Local Act and herein-after called "the Corporation,") have applied to the Local Government Board to
5 partially repeal, alter, and amend the same as herein-after mentioned;

And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the
10 powers given by the Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect, viz.:

I. Section 65 of the said Local Act shall be amended so as to provide that Section 13 of the Markets and Fairs Clauses Act, 1847, shall be incorporated
15 with the said Local Act.

II. Sections 27 and 66 of the said Local Act shall be altered and amended so as to provide that the Markets Committee and the Waterworks Committee therein respectively mentioned, shall consist of nine members of the Council of the said Borough in lieu of four members as therein mentioned, and that
20 notwithstanding anything therein contained, it shall not be obligatory that the Mayor of the said Borough be a member of such Committee.

III. Section 72 of the said Local Act shall be altered so as to provide that the Corporation may make and enforce regulations to prevent any steam engine being brought into the cattle market place of the said Borough.

IV. Section 79 of the said Local Act shall be wholly repealed, except so far
25 as the same may have been acted upon.

V. Section 81 of the said Local Act shall be altered and amended so as to provide that the Corporation may from time to time let, appropriate, and set apart any part or parts of the cattle market place in the said Borough, for the
30 purposes of repository dealers, and that in addition to the tolls which they are by Section 83 of the said Local Act as altered by this Order authorised to demand and take, the said Corporation may demand and take such ground rents in respect of the parts of the cattle market place so let, appropriated, and set apart, as may be agreed upon between the Corporation and the persons hiring
35 the same.

VI. Section 83 of the said Local Act shall be altered so as to provide that the Corporation may, in lieu of the tolls specified in the fourth Schedule thereto, demand and take from any person bringing into their cattle market, or into any fair, whether for sale or not; any animal or article specified in such Schedule,
40 or having charge of the same therein, or occupying any place therein, such tolls as the Local Government Board may, by their Order, from time to time approve.

Provided that, until such approval has been given and published in such manner as the Local Government Board deem expedient, the said Corporation
45 shall be at liberty to demand and take the tolls mentioned in the said fourth Schedule.

A.D. 1877. VII. Section 90 of the said Local Act shall be altered so as to provide that the Corporation may borrow for the purpose of improving, enlarging, and extending the cattle market in the said Borough, on the security of the stallages and tolls therein mentioned, and in addition to the said sum of five thousand pounds, such sum or sums and for such period or periods as the Local Government Board may from time to time approve. 5

Provided that if the said stallages and tolls shall be insufficient to secure the repayment of the sum or sums to be borrowed under the said section as hereby altered, the repayment of such sum or sums, together with interest thereon, shall be charged upon the Borough Fund or Rate of the said Borough. 10

Given under the Seal of Office of the Local Government Board, this
 Fifth day of June, in the year One thousand eight hundred and
 seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

15

RURAL SANITARY DISTRICT OF THE MALDON UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Maldon Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Guardians of the Poor of the Maldon Union, in the County of Essex, being the Sanitary Authority for the Rural Sanitary District of that Union;—

And to all others whom it may concern.

WHEREAS the Guardians of the Poor of the Maldon Union, in the County of Essex, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands and premises, which are described in the Schedule hereto, for the purpose of constructing works for the disposal of the sewage of the Parish of Burnham, in the said District; 25

And whereas the said Sanitary Authority made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement; 35

And whereas upon receipt of such petition, the Local Government Board directed Local inquiry to be held as to the propriety of assenting to the prayer thereof, which inquiry was held after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.
Parish of BURNHAM, in the County of ESSEX.

10	Description of Lands and Premises.	Owners.	Lessees.	Occupiers.
15	A piece of land, containing 16 perches or thereabouts, at the south-eastern corner of and being part of the field numbered 335 on the Ordnance Map of the said Parish.	Sir Henry Bouverie Paulet St. John Mildmay, and the Trustees of his settle-ment.	John Rogers -	John Rogers.
20	A piece of land, containing about 11 square yards, and comprising part of the said marsh ditch which is situated to the southward of and adjoins the piece of land first described.			
25	A strip of land, containing an area of 964 square yards or thereabouts, forming part of the fields numbered respectively 334 and 335 on the said Ordnance Map, the said piece of land being bounded on the south by the said marsh ditch.			
30	A strip of land, containing an area of 220 square yards or thereabouts, and forming part of the field numbered 333 on the said Ordnance Map, the same strip of land being bounded on the south by the said marsh ditch.	The Trustees of Burnham Charity.	- - -	Henry Shuttleworth Hurrell.

Given under the Seal of Office of the Local Government Board, this Fourth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.) G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877. **LOCAL GOVERNMENT DISTRICT OF NEW SLEAFORD.**

*Provisional Order for extending the New Sleaford Local Government District,
and for other purposes.*

To the New Sleaford Local Board being the Sanitary Authority
for the Urban Sanitary District of New Sleaford, in the County of 5
Lincoln ; —

To the Guardians of the Poor of the Sleaford Union, in the said County
being the Sanitary Authority for the Rural Sanitary District of that
Union ; —

To the Inhabitants of the Parishes of Old Sleaford and Quarrington, in 10
the said Rural Sanitary District ; —

And to all others whom it may concern.

WHEREAS the Local Government District of New Sleaford, in the County
of Lincoln, is an Urban Sanitary District, of which the New Sleaford Local
Board are the Urban Sanitary Authority ;

15

And whereas the Parishes of Old Sleaford and Quarrington, in the said County,
are situate in that part of the Rural Sanitary District of the Sleaford Union
which immediately adjoins the Local Government District of New Sleaford ;

And whereas by Section 270 of the Public Health Act, 1875, the Local
Government Board are empowered, by Provisional Order, to declare the whole 20
or any portion of a Rural Sanitary District immediately adjoining a Local
Government District to be included in such last-mentioned District, and it is
enacted that thereupon the included area shall, for the purposes of that Act,
be deemed to form part of the District in which it is included by such
Order ;

25

And whereas by Section 275 of the said Public Health Act, 1875, it is
enacted that every Order made by the Local Government Board under
Part VIII. of that Act, which includes Section 270 above recited, shall specify
the day on which such Order shall come into operation (in that Act referred to
as the commencement of the Order) ; that from and after the commencement 30
of the Order all the powers, rights, duties, capacities, liabilities, obligations, and
property which under that Act are exerciseable by or attaching to or vested in
the Sanitary Authority having, under that Act, jurisdiction in any District or
part of a District which is by such Order included in such other District, shall
(so far as the same relate to the District or part of a District so included) pass 35
to and vest in the Sanitary Authority of such other District, and that any
Order made in pursuance of that part of the Act may, if necessary, provide for
the settlement of any differences, or the adjustment of any accounts or ap-
portionment of any liabilities arising between districts, parishes, or other places
in consequence of the exercise of any powers conferred by that part of the Act, 40
and may direct the persons by whom and to whom any moneys found to be due
are to be paid, and the mode of raising such moneys ; and that where any Local

Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered; A.D. 1877.

And whereas it was proposed that the Local Government Board should issue
5 a Provisional Order to include some parts of the Rural Sanitary District of the
Sleaford Union in the Local Government District of New Sleaford, and the
Local Government Board accordingly directed Local Inquiry to be held on the
subject, and the same was held, after due public notice, and report has been
made to them thereon :

10 Now therefore, We, the Local Government Board, in pursuance of the
powers given by the Statutes in that behalf, do hereby Declare that all
those parts of the Rural Sanitary District of the Sleaford Union which comprise
the Parishes of Old Sleaford and Quarrington shall be included in, and shall
for the purposes of the Public Health Act, 1875, be deemed to form part of
15 the Local Government District of New Sleaford.

And We do hereby Order as follows, viz.—

I. This Order shall come into operation on the Twenty-ninth day of
September, One thousand eight hundred and seventy-seven.

II. The number of members to be elected for the New Sleaford Local
20 Board shall be increased from nine to twelve, and the three additional members
shall have the qualification required by the law in force for the time being for
the election of members of Local Boards, and shall be elected as members of
the said Local Board by the persons qualified to vote in the said Parishes of
Old Sleaford and Quarrington.

25 III. For the purposes of the election of such additional members, the
Chairman of the said Local Board, or some other person to be appointed by
the said Local Board, in accordance with the provisions of Schedule II. to the
Public Health Act, 1875, shall be the Returning Officer.

Such election shall be conducted in accordance with the Rules, excepting
30 Rule 55, contained in the said Schedule II., as if it were the first election of a
Local Board constituted after the passing of that Act, and the members then
elected shall come into office on the day on which the first meeting of the said
Local Board shall be held after the Returning Officer shall have made his
certificate of election in accordance with Rules 42 or 52, as the case may
35 require, of the said Schedule, and such members shall continue in office until
the days herein-after fixed for their retirement.

Provided, that the Returning Officer shall give notice of the said election, in
accordance with Rule 36 of the said Schedule, within fourteen days from the
said Twenty-ninth day of September, and shall specify in such notice the dates
40 on which the several proceedings necessary to complete such election shall be
taken.

IV. The three members so elected as aforesaid shall go out of office in the
following Order ; viz., one, to be elected by the Local Board by ballot, on the
Fifteenth day of April, one thousand eight hundred and seventy-nine, one of

A.D. 1877. the remaining two, to be selected in like manner, on the Fifteenth day of April, one thousand eight hundred and eighty, and the remaining member on the Fifteenth day of April, one thousand eight hundred and eighty-one; and at each of the annual elections immediately preceding such dates respectively, a person shall be elected in manner provided by the said Schedule II., by 5 persons qualified to vote in the whole of the said District as extended by this Order, to supply the vacancy caused by such retirement.

V. Any casual vacancy in the places of the said three members which may occur prior to the said Fifteenth day of April, one thousand eight hundred and eighty-one, shall be filled up like casual vacancies in the places of such members 10 of the said Local Board.

Given under the Seal of Office of the Local Government Board, this
 Fourth day of June, in the year One thousand eight hundred
 and seventy-seven.

G. SCLATER-BOOTH, President. 15
 JOHN LAMBERT, Secretary.

(L.S.)

LOCAL GOVERNMENT DISTRICT OF REDCAR.

Provisional Order for extending the Redcar Local Government District.

To the Redcar Local Board, being the Sanitary Authority for the Urban Sanitary District of Redcar, in the North Riding of the 20 County of York;—

To the Guardians of the Poor of the Guisborough Union, in the same Riding, being the Sanitary Authority for the Rural Sanitary District of that Union;—

To the Inhabitants of the Townships of Marske and Upleatham, in the 25 said Rural Sanitary District;—

And to all others whom it may concern.

WHEREAS by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Rural Sanitary District immediately adjoining a Local 30 Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order;

And whereas by Section 275 of the said Public Health Act, 1875, it is 35 enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above-recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order); and that where any Local Government District is increased in extent under that part of the Act, the Order shall 40 prescribe the number of members to be elected for the District when altered;

A.D. 1877.

And whereas the Local Government District of Redcar, in the North Riding of the County of York, which comprises the Township of Redcar, is an Urban Sanitary District, of which the Redcar Local Board are the Urban Sanitary Authority;

- 5 And whereas the parts of the Parishes or Townships of Marske and Upleatham herein-after described are situated in that part of the Rural Sanitary District of the Guisborough Union, in the same Riding, which immediately adjoins the said Local Government District of Redcar, and it is expedient that the said Local Government District be extended so as to include those parts of
 10 the said Parishes or Townships;

And whereas the Local Government Board directed a Local Inquiry to be held on the subject of the proposed extension of the said Local Government District, and the same was held, after due public notice thereof, and report has been made to them thereon:

- 15 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that All those parts of the said Parishes or Townships of Marske and Upleatham which are described in the Schedule hereto, and which are comprised in the Rural Sanitary District of the Guisborough Union, shall be included in, and shall, for
 20 the purposes of the Public Health Act, 1875, be deemed to form part of the Local Government District of Redcar.

And We do hereby Order as follows; viz. :—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

- 25 II. The number of members constituting the Redcar Local Board shall, from and after the said Twenty-ninth day of September, remain and be the same as before the date of this Order.

- III. The Redcar Local Board shall not at any time hereafter construct any work on any part of the shore or bed of the sea where and so far up the same as
 30 the tide flows and reflows without the previous consent of the Board of Trade, to be signified in writing under the hand of one of the Secretaries or Assistant Secretaries of the said Board, and except in accordance with such plan, and under such restrictions and regulations as the said Board of Trade shall approve, such approval being signified as aforesaid; and where any such work
 35 shall have been constructed with such consent as aforesaid, the Redcar Local Board shall not at any time alter or extend the same without obtaining, previously to making such alteration or extension, the like consent or approval; and if any such work shall be commenced without such consent or approval, the Board of Trade may abate and remove the same, and restore the site
 40 thereof to its former condition, at the cost of the Redcar Local Board; and the amount of such cost shall be a debt from the Redcar Local Board to the Crown, and shall be recoverable against the Redcar Local Board accordingly.

A.D. 1877.

The SCHEDULE above referred to.

- 1st. All those detached portions of the Parish or Township of Marske, in the North Riding of the County of York, which lie between the said Local Government District of Redcar and the boundary of the Township of Kirkleatham and to the north of the public highway leading from Marske to Kirkleatham. 5
- 2ndly. All those detached portions of the said Parish or Township of Marske which lie to the north of the said public highway and abut upon the east side of Redcar Lane.
- 3rdly. All that detached portion of the Parish or Township of Upleatham, in the said North Riding, which is bounded on the north by the German Ocean, and 10 on the south-east and west by the said Local Government District of Redcar.

Given under the Seal of Office of the Local Government Board, this
Fifth day of June, in the year One thousand eight hundred and
seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 15
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF SANDOWN.

Provisional Order to enable the Urban Sanitary Authority for the District of Sandown to put in force the Compulsory Clauses of the Lands Clauses Consolidation Act, 1845. 20

To the Sandown Local Board, being the Sanitary Authority for the
Urban Sanitary District of Sandown, in the Isle of Wight, in the
County of Southampton ; —

And to all others whom it may concern.

WHEREAS the Sandown Local Board, as the Sanitary Authority for the 25
Urban Sanitary District of Sandown, in the Isle of Wight, in the County of
Southampton, require to purchase and take the lands and premises described
in the Schedule hereto, for the purpose of widening and improving certain
streets or roads, and for public walks and pleasure grounds, in their District ;

And whereas the said Local Board have made due publication in the 30
newspaper and served the several notices as required by the Public Health
Act, 1875, and have presented two Petitions to the Local Government Board,
stating as required by that Act, and praying, with reference to the said lands
and premises, to be allowed to put in force the powers of the Lands Clauses
Consolidation Acts, with respect to the purchase and taking of lands otherwise 35
than by agreement ;

And whereas upon receipt of such Petitions the Local Government Board
directed Local Inquiry to be held as to the propriety of assenting to the
prayer thereof, which Inquiry was held, after due public notice, and report has
been made to them thereon : 40

Now therefore, We, the Local Government Board, in pursuance of the
powers given by the Statutes in that behalf, do, subject as herein-after pro-
vided, hereby empower the Sandown Local Board, from and after the date

of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

- 5 Provided that, notwithstanding anything contained in this Order, or in the Schedule thereto, or in the Act confirming the same, the Sandown Local Board shall not be entitled to put in force, with reference to any portion of the shore or bed of the sea, or of any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of Her Crown, and under the management of
- 10 the Board of Trade, the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement, or to take, use, or in any manner interfere with the same, without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give); neither shall anything contained in this
- 15 Order, or in the Schedule thereto, or in the Act confirming the same, extend to, take away, prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, Her heirs or successors.

A.D. 1877.

The SCHEDULE above referred to.
As to STREET IMPROVEMENTS.

20

	Description of Lands and Premises.	Situation.	Owners.	Lessees.	Occupiers.
	Garden ground and shrubbery.	High Street, San- down.	William Jacobs	- - - -	William Jacobs.
25	Garden ground and ashpit.	Ditto - -	The Rev. W. E. D. Carter.	Jonathan Jol- liffe.	Robert Curtis.
	Ditto - -	Ditto - -	Ditto - -	Ditto - -	Hannah Josce- lyne.
30	Garden ground -	Ditto - -	Ditto - -	Frederick Cole- nutt.	Frederick Cole- nutt.
	Ditto - -	Ditto - -	Ditto - -	Ditto - -	Jessie Nisbett.
	Garden ground and outbuildings.	Ditto - -	Ditto - -	Catherine J. Cecil.	Catherine J. Cecil.
	Ditto - -	Ditto - -	Ditto - -	Ditto - -	Thomas Burcham.
35	Ditto - -	Ditto - -	Ditto - -	Caroline Wood- nutt.	Caroline Wood- nutt.
	The churchyard -	Broad Lane, San- down.	The Vicar and Churchwardens.	- - - -	Vicar and Church- wardens.
40	School-yard - -	Ditto - -	The Vicar and Churchwardens of Christchurch, San- down, as trustees of Schools.	- - - -	Vicar and Church- wardens of Christchurch, Sandown, as trustees of Schools.
45	Ditto - -	Ditto - -	Ditto - -	- - - -	Ditto.
	Garden ground -	Ditto - -	Rev. W. E. D. Carter.	Henry Spicer -	Joseph White.
	Garden ground and shrubbery.	Ditto - -	Ditto - -	John Kenning- ton.	John Kennington.

A.D. 1877.

PUBLIC WALKS and PLEASURE GROUNDS.

Description of Lands and Premises.	Owners.	Lessees.	Occupiers.
Sea beach and foreshore along the whole frontage of the Sandown Local Government District.	The Board of Trade, the Commissioners of Her Majesty's Woods and Forests, the Lords Commissioners of the Admiralty, Her Majesty's Principal Secretary of State for War, A. F. Leeds, and — Rowley, the trustees of the Oglander Estate, Charles Cooper William Dashwood, William Jacobs, Samuel Palmer, Francis White Popham.	Henry Burt, James Hayden, John Hyde, Samuel Callaway, Thomas Dashwood, James Boyce, Alfred Young, William Flux, George Pelley, Edwin Parsons, Thomas King, Fanny Aubrey, William Crump, James Wadham, Nathaniel Bartlett, Walter Mew, A. W. Bartlett, Edward Smith, Silas Sothcott, James Allen, Frederick Brown, M. A. Taylor, Frederick Cook Fowler, Mary A. Porter, Thomas Rose.	The Board of Trade, the Commissioners of Her Majesty's Woods and Forests, the Lords Commissioners of the Admiralty, Her Majesty's Principal Secretary of State for War, Albert Hollis, Thomas Hayden, John Hyde, Samuel Callaway, James Withers, Walter Mew, James Boyce, William Harber, A. A. Bode, Harriett Palmer, James Holmes, Henry Bridle, Arthur Taylor, Elias Griffiths, Fanny Aubrey, Albert Hollis, James Wadham, Arthur Corney, Thomas Potts, Nathaniel Bartlett, Ellen A. Way, A. W. Bartlett, Eliza Horlock, Silas Sothcott, Samuel Pearce, John de Soyres, William Dashwood, W. W. Whythead, W. Jolliffe, M. A. Taylor, William Duff, Frederick Cook Fowler, William Jacobs, Mary A. Porter, Samuel Palmer, Francis White Popham, Thomas Rose.

Given under the Seal of Office of the Local Government Board, this Fourth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

TOWN OF SOUTHAMPTON.

Provisional Order for partially repealing and altering a Local Act. 45

- To the Guardians of the Poor within the Town and County of the Town of Southampton ;—
- To the Churchwardens and Overseers of the Poor of the several Parishes of All Saints, Holy Rhood, Saint John, Saint Lawrence, Saint Mary, and Saint Michael, in the said Town and County of the Town of Southampton ; —
- And to all others whom it may concern.

WHEREAS by “ The Poor Law Amendment Act, 1867,” it was (among other things) enacted that where in any Union or Parish not within the

Metropolis, as defined by the Metropolitan Poor Act, 1867, the relief of the poor, or the making and levying of the poor rate, is subject to the control or regulation of any Local Act, it shall be competent for the Guardians of such Union or Parish, having powers to exercise or duties to discharge under such
5 Act, to apply to the Poor Law Board to issue an Order to repeal the whole or any part of such Local Act, or to alter the same, such application having been agreed to by the majority at two successive meetings of the said Guardians, and being forwarded in writing under the hand of the presiding chairman of the second of such meetings to the said Board; and that the said Board may, if
10 after due inquiry they shall deem it expedient, make and issue a Provisional Order for such repeal or alteration, and shall take all necessary steps for the confirmation of such Order by Act of Parliament, but that previously to such confirmation the said Order shall not be of any validity whatever; and that every Act of Parliament confirming such Order shall be deemed a Public General
15 Act;

And whereas the powers of the Poor Law Board have, by the Local Government Board Act, 1871, been transferred to, and are now vested in, the Local Government Board;

And whereas a Local Act of Parliament was passed in the thirteenth year
20 of the reign of His late Majesty King George the Third, intituled "*An Act for better regulating the Poor, and repairing the Highways within the Town and County of the Town of Southampton*;"

And whereas by the said Local Act the persons appointed by, and elected in accordance with, the provisions thereof, were incorporated by the name of
25 "The Guardians of the Poor within the town and county of the town of Southampton" for the purpose of providing for the care and management of the poor of the several parishes within the said town;

And whereas the following resolutions were passed by the said Guardians, and were agreed to by the majority at two successive meetings of such
30 Guardians held on the 15th day of February and the 1st day of March 1877, viz.:—

"That application be made under Section 2 of 'The Poor Law Amendment Act, 1867,' to the Local Government Board to make and issue a Provisional
35 "Order for effecting the following amendments in the Local Act (13 George 3, cap. 50);

"1st. That the number of Guardians in the Parish of Saint Mary be
40 "increased from two to eight, and that the requisite number be obtained by reducing the number of Guardians in the Parishes of Holy Rhood and Saint Michael from four to two in each Parish, and in the Parishes of Saint Lawrence and Saint John from two to one in each Parish;

"2nd. That Section 13 of the Local Act prohibiting Guardians from acting for any longer term than two years successively be repealed.

"3rd. That the provision in Section 3 of the Local Act, giving the right to
45 "two of the inhabitants present at a vestry meeting to demand a ballot for the nomination and election of Guardians shall be repealed, and that such elections

A.D. 1877. " be conducted in accordance with the provisions of the law now in force
— " regulating the proceedings at parish vestries.

"4th. That clauses 45 and 46 of the Local Act be repealed, and that the
" powers conferred by Section 25 of the 39 and 40 Victoria, chapter 61, be
" made applicable to this incorporation, and that for the full carrying out of 5
" these powers this Board be empowered to appoint a removal officer."

And whereas the following resolution was passed by the Guardians, and was
agreed to by the majority at two successive meetings of such Guardians held
on the 19th day of April and the 3rd day of May, 1877, viz. :—

" That the application be made under Section 2 of ' The Poor Law Amend- 10
" ment Act, 1867,' to the Local Government Board to issue a Provisional
" Order to enable the Guardians to make their Poor Rates half-yearly instead
" of quarterly, and to make the necessary alterations in the Local Act for this
" purpose."

And whereas the said Guardians have made application to the Local Govern- 15
ment Board in writing, under the hands of the presiding chairman of the second
of such meetings respectively in conformity with the said resolutions :

Now therefore, We, the Local Government Board, having made due
inquiry, and in pursuance of the powers given by the Statutes in that behalf,
do hereby Order that, from and after the 29th day of September, 1877, the 20
following provisions shall take effect, viz. :—

I. Section I. of the said Local Act shall be altered so as to provide that at
the next and all future annual elections of Guardians for the said town of
Southampton two Guardians shall be elected for each of the parishes of Holy
Rhood and Saint Michael, instead of four as heretofore ; that one Guardian 25
shall be elected for each of the parishes of Saint Lawrence and Saint John
instead of two as heretofore ; and that eight Guardians shall be elected for the
parish of Saint Mary instead of two as heretofore.

II. Section 13 of the said Local Act shall be wholly repealed, except so far
as the same may have been acted upon. 30

III. So much of Section 3 of the said Local Act as relates to the mode in
which Guardians may be chosen in case of disputes shall be repealed (except
so far as the same may have been acted upon), and in lieu thereof it shall be
provided that if any dispute shall arise touching the person or persons to be
nominated, chosen, and elected as such Guardians as aforesaid, the election of 35
such person or persons shall be conducted in accordance with the provisions of
the law for the time being in force for regulating the proceedings at parish
vestries.

IV. Section 21 of the said Local Act shall be altered so as to provide that
nothing therein contained shall prevent the said Guardians from making and 40
raising the rates and assessments therein mentioned half-yearly instead of
quarterly for the purpose of defraying the expenses of the ensuing half year
and for the other purposes therein mentioned, such half-yearly rates to be made
by the said Guardians at meetings of their Board to be held within 14 days
after the 25th March and the 29th September in each year, instead of being 45

made at general quarterly meetings as prescribed in the aforesaid section, and the said Guardians may declare that any such rates shall be paid by instalments at such times as they shall specify, and thereupon each instalment only shall be enforceable as and when it falls due, and the payment of any such instalment
5 shall, as respects any qualification or franchise depending upon the payment of the poor rate, be deemed a payment of such rate in respect of the period to which such instalment applies. A.D. 1877.

V. Sections 45 and 46 of the said Local Act shall be repealed, and in lieu thereof it shall be provided that the said Guardians shall be entitled to apply
10 for Orders for the removal of paupers, and to bring or to defend appeals against any such Orders in place of the overseers, and with the like powers and subject to the like liabilities as Guardians of a Union are entitled or are subject to in respect of such Orders, and for such purposes to appoint such officers or to employ such persons as they may deem necessary, subject to the approval of
15 the Local Government Board.

Given under the Seal of Office of the Local Government Board, this
Fifth day of June, in the year One thousand eight hundred and
seventy-seven.

20 (L.S.) G. SCLATER-BOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF WALLASEY.

Provisional Order for altering, amending, and partially repealing certain Local Acts.

To the Wallasey Local Board, being the Sanitary Authority for the
25 Urban Sanitary District of Wallasey, in the County of Chester; —
And to all others whom it may concern.

WHEREAS the Local Government District of Wallasey, in the County of Chester, is an Urban Sanitary District, of which the Local Board are the Urban Sanitary Authority;

30 And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District,
35 and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875;

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D 4

A.D. 1877. And whereas certain Local Acts of Parliament, intituled respectively "The Wallasey Improvement Act, 1858," "The Wallasey Improvement Act, 1861," "The Wallasey Improvement Act, 1864," "The Wallasey Improvement Act, 1867," and "The Wallasey Improvement Act, 1872," are in force in the said Urban Sanitary District ; 5

And whereas under the provisions of Section 68 of the Wallasey Improvement Act, 1858, the Wallasey Local Board are empowered to sell, let, or exchange, or otherwise appropriate certain land therein mentioned ;

And whereas under the provisions of Section 60 of the Wallasey Improvement Act, 1858, of Section 3 of the Wallasey Improvement Act, 1861, and of Section 30 of the Wallasey Improvement Act, 1867, the said Local Board were authorised to borrow on mortgage of the Wallasey Lighting Account, and of the gasworks for the time being vested in or belonging to the said Local Board, and in addition to the moneys which they were authorised to borrow under the Public Health Acts, the several sums of ten thousand pounds, ten thousand pounds, and twenty thousand pounds respectively ; 10 15

And whereas under the provisions of Section 60 of the Wallasey Improvement Act, 1858, of Section 3 of the Wallasey Improvement Act, 1861, of Section 21 of the Wallasey Improvement Act, 1864, and of Section 17 of the Wallasey Improvement Act, 1872, the Wallasey Local Board were authorised to borrow on mortgage of the Wallasey Ferries Account, and of the ferries for the time being belonging to or leased by the Local Board, and the steam and other boats, materials, and things connected therewith, and also (as a collateral security) of their General District Rate, and in addition to the moneys which they were authorised to borrow under the Public Health Acts, the several sums of seventy-five thousand pounds, fifty thousand pounds, forty-five thousand pounds, and seventy-four thousand pounds respectively ; 20 25

And whereas under the provisions of Section 9 of the Wallasey Improvement Act, 1867, the Wallasey Local Board are empowered, subject to the provisions of that Act, to acquire, by agreement, for the purposes of their gasworks, the lands described in Schedule A. to that Act. 30

And whereas the said Local Acts are Local Acts within the meaning of, and relate to the same subject-matters as, the Public Health Act, 1875, and the said Urban Sanitary Authority have applied to the Local Government Board to alter and amend the same as herein-after mentioned ; 35

And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the Twenty-ninth day of September, One thousand eight hundred and seventy-seven, the following provisions shall take effect, viz. :— 40

I. Section 68 of the Wallasey Improvement Act, 1858, shall be amended, and shall provide that the provisions as to selling, letting, exchanging, or otherwise

appropriating the land therein mentioned, shall extend to any land acquired by the said Local Board for the purposes of constructing new piers or landing-stages, or widening and improving the approaches thereto. A.D. 1877.
—

II. Section 30 of the Wallasey Improvement Act, 1867, shall be altered and
5 amended as follows ; viz. :—

The said Local Board may borrow in accordance with and under and subject to the provisions of that Act, and subject to the sanction of the Local Government Board, any sum or sums not exceeding in the whole the sum of twenty-five thousand pounds, in addition to the sum of twenty thousand pounds therein
10 mentioned, such additional sum or sums to be repaid in the manner provided by Section 234 of the Public Health Act, 1875, and to be applied towards the construction, alterations, and extension of their gasworks, and the pipes, works, and conveniences connected therewith.

III. Section 17 of the Wallasey Improvement Act, 1872, shall be altered
15 and amended as follows ; viz. :—

The said Local Board may borrow, in accordance with and under and subject to the provisions of that Act, and subject to the sanction of the Local Government Board, any sum or sums not exceeding in the whole the sum of one hundred and two thousand five hundred pounds, in addition to the sum of
20 seventy-four thousand pounds therein mentioned, such additional sum or sums to be repaid in the manner provided by Section 234 of the Public Health Act, 1875, and to be applied towards the construction of the piers, landing-stages, and approaches at Seacombe Ferry, and the provision of new boats for the ferries between Liverpool and Wallasey.

25 IV. Section 27 of the Wallasey Improvement Act, 1864, shall be wholly repealed, except so far as the same may have been acted upon, and in lieu thereof it shall be provided that all the provisions of the Public Health Act, 1875, with respect to borrowing powers (except sub-sections 2 and 3 of Section 234) shall apply to all moneys to be hereafter borrowed under the herein-before
30 mentioned Local Acts as hereby altered, as if they were loans contracted under the said Public Health Act, 1875.

V. Section 9 of the Wallasey Improvement Act, 1867, shall be altered and amended as follows ; viz.,—

35 The Local Board may acquire by agreement, for the purposes of their gasworks, the land described in the Schedule hereto, and may make and maintain thereon gasworks, buildings, gasometers, and apparatus, with approaches thereto, for the manufacture, storage, and supply of gas, and may on such land do all such other acts as they think necessary for manufacturing and storing gas.

40 Provided that no gasworks or building or apparatus connected therewith shall be constructed on such land at a greater distance than one hundred and twenty yards from the northern boundary of the existing gasworks.

A.D. 1877.

The SCHEDULE above referred to.

All that piece of land in the Township of Poulton-cum-Seacombe, in the County of Chester, situate, adjoining, and to the north of the Gasworks of the Wallasey Local Board, and to the north-east of the Dock Road and Limekiln Lane.

Given under the Seal of Office of the Local Government Board, this 5
 Fourth day of June, in the year One thousand eight hundred and
 seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF WALLASEY. 10

*Provisional Order for extending the Wallasey Local Government District, and
 of the provisions of certain Local Acts.*

To the Wallasey Local Board, being the Sanitary Authority for the
 Urban Sanitary District of Wallasey, in the County of Chester;—

To the Guardians of the Poor of the Birkenhead Union, in the County 15
 of Chester, being the Sanitary Authority for the Rural Sanitary
 District of that Union;—

To the Inhabitants of that part of the Parish of Wallasey which is
 situate in the said Rural Sanitary District; —

And to all others whom it may concern. 20

WHEREAS by Section 270 of the Public Health Act, 1875, the Local
 Government Board are empowered, by Provisional Order, to declare the whole
 or any portion of a Rural Sanitary District immediately adjoining a Local
 Government District to be included in such last-mentioned District, and it is
 enacted that thereupon the included area shall, for the purposes of that Act, 25
 be deemed to form part of the District in which it is included by such Order;

And whereas by Section 275 of the same Act it is enacted that every Order
 made by the Local Government Board under Part VIII. of that Act, which
 includes Section 270 above recited, shall specify the day on which such Order
 shall come into operation (in that Act referred to as the commencement of the 30
 Order); and that where any Local Government District is increased in extent
 under that part of the Act, the Order shall prescribe the number of members to
 be elected for the District when altered;

And whereas by Section 303 of the same Act, the Local Government Board
 are empowered, on the application of the Sanitary Authority of any Sanitary 35
 District, by Provisional Order, wholly or partially to repeal, alter, or amend any
 Local Act, other than an Act for the conservancy of rivers, which is in force in
 any area comprising the whole or part of any such District, and not conferring
 powers or privileges on any persons or person for their or his own pecuniary
 benefit, which relates to the same subject-matters as the Public Health Act, 40
 1875;

A.D. 1877.

And whereas by the same Section it is enacted that any such Provisional Order may provide for the extension of the provisions of the Local Act referred to therein beyond the District or Districts within the limits of such Act, or for the exclusion of the whole or a portion of any such District
5 from the application of such Act; and may provide what Sanitary Authority shall have jurisdiction for the purposes of the Public Health Act, 1875, in any area which is by such Order included in, or excluded from, such District;

And whereas the Local Government District of Wallasey, in the County of Chester, is an Urban Sanitary District, of which the Wallasey Local Board are
10 the Urban Sanitary Authority, and certain Local Acts of Parliament, intituled respectively the Wallasey Improvement Act, 1845, the Wallasey Improvement Act, 1861, the Wallasey Improvement Act, 1864, the Wallasey Improvement Act, 1867, and the Wallasey Improvement Act, 1872, are in force in the said District;

15 And whereas parts of the said Local Acts were altered and partially repealed by certain Provisional Orders of the General Board of Health and of one of Her Majesty's Principal Secretaries of State respectively, which were duly confirmed by the Public Health Supplemental Act, 1853 (No. 1.), and the Local Government Supplemental Act, 1870;

20 And whereas the said Local Acts are Local Acts within the meaning of, and relate to the same subject-matter as, the Public Health Act, 1875;

And whereas part of the Parish of Wallasey is situated in that part of the Rural Sanitary District of the Birkenhead Union, in the County of Chester, which immediately adjoins the said Local Government District of
25 Wallasey, and the Wallasey Local Board have applied to the Local Government Board to issue a Provisional Order to include the said part of the Parish of Wallasey in their District, and to provide for the extension of the provisions of the said Local Acts beyond the District within the limits of such Acts;

And whereas the Local Government Board, upon receipt of such application,
30 directed Local Inquiry to be held on the subject thereof, and the same was held, after due public notice thereof, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all
35 that part of the Parish of Wallasey which is comprised in the Rural Sanitary District of the Birkenhead Union shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Wallasey.

And We do hereby Order as follows; viz.:—

40 I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Wallasey Local Board shall, from and after the said Twenty-ninth day of September, remain and be the same as before the date of this Order.

45 III. The provisions of the above-mentioned Local Acts, as altered and partially repealed by the above-mentioned Provisional Orders and by a Pro-

A.D. 1877. — visional Order of the Local Government Board dated the Fourth day of June, One thousand eight hundred and seventy-seven, shall be extended beyond the District heretofore within the limits of such Local Acts, and shall apply to and be in force within the Local Government District of Wallasey as hereby extended, and the Wallasey Local Board shall have jurisdiction for the purposes 5 of the Public Health Act, 1875, in such extended District.

Given under the Seal of Office of the Local Government Board, this
 Fifth day of June, in the year One thousand eight hundred and
 seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 10
 JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF WALLINGFEN.

*Provisional Order for extending the Wallingfen Local Government District,
 and for other purposes.*

To the Wallingfen Local Board, being the Sanitary Authority for the 15
 Urban Sanitary District of Wallingfen, in the East Riding of the
 County of York ; —

To the Guardians of the Poor of the Howden Union, in the said
 Riding, being the Sanitary Authority for the Rural Sanitary
 District of that Union ; — 20

To the Inhabitants of that part of the said Rural Sanitary District
 which is described in the Schedule hereto ; —

And to all others whom it may concern.

WHEREAS the Local Government District of Wallingfen, in the East
 Riding of the County of York, is an Urban Sanitary District, of which the 25
 Wallingfen Local Board are the Urban Sanitary Authority ;

And whereas the part of the Rural Sanitary District of the Howden
 Union which is described in the Schedule hereto immediately adjoins the Local
 Government District of Wallingfen ;

And whereas by Section 270 of the Public Health Act, 1875, the Local 30
 Government Board are empowered, by Provisional Order, to declare the whole
 or any portion of a Rural Sanitary District immediately adjoining a Local
 Government District to be included in such last-mentioned District, and it is
 enacted, that thereupon the included area shall, for the purposes of that Act,
 be deemed to form part of the District in which it is included by such 35
 Order ;

And whereas by Section 275 of the said Public Health Act, 1875, it is
 enacted that every Order made by the Local Government Board under
 Part VIII. of that Act, which includes Section 270 above recited, shall specify
 the day on which such Order shall come into operation (in that Act referred to 40
 as the commencement of the Order) ; that from and after the commencement

A.D. 1877.

of the Order all the powers, rights, duties, capacities, liabilities, obligations, and property which under that Act are exerciseable by or attaching to or vested in the Sanitary Authority having, under that Act, jurisdiction in any District or part of a District which is by such Order included in such other District, shall
5 (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District, and that any Order made in pursuance of that part of the Act may, if necessary, provide for the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places
10 in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are to be paid, and the mode of raising such moneys; and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District
15 when altered;

And whereas the Wallingfen Local Board have applied to the Local Government Board to issue a Provisional Order to include part of the Rural Sanitary District of the Howden Union in the Local Government District of Wallingfen; and the Local Government Board accordingly directed Local Inquiry to be held
20 on the subject, and the same was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that part of the Rural Sanitary District of the Howden Union which is
25 described in the Schedule hereto shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of the Local Government District of Wallingfen.

And We do hereby Order as follows, viz.—

I. This Order shall come into operation on the Twenty-ninth day of
30 September, One thousand eight hundred and seventy-seven.

II. The number of members to be elected for the Wallingfen Local Board shall be increased from seven to nine, and the two additional members shall have the qualification required by law in force for the time being for the election of members of Local Boards, and shall be elected as members of the
35 said Local Board by the persons qualified to vote in that part of the said Rural Sanitary District of the Howden Union which is described in the Schedule hereto.

III. For the purposes of the election for such additional members, the Chairman of the said Local Board, or some other person to be appointed by
40 the said Local Board, in accordance with the provisions of Schedule II. to the Public Health Act, 1875, shall be the Returning Officer.

Such election shall be conducted in accordance with the Rules, excepting Rule 55, contained in the said Schedule II., as if it were the first election of a Local Board constituted after the passing of that Act, and the members then
45 elected shall come into office on the day on which the first meeting of the said

A.D. 1877. Local Board shall be held after the Returning Officer shall have made his certificate of election in accordance with Rules 42 or 52, as the case may require, of the said Schedule, and such members shall continue in office until the days herein-after fixed for their retirement.

Provided, that the Returning Officer shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

IV. The two members so elected as aforesaid shall go out of office in the following order; viz., one, to be selected by the Local Board by ballot, on the Fifteenth day of April, one thousand eight hundred and eighty, and the remaining member on the Fifteenth day of April, one thousand eight hundred and eighty-one; and at each of the annual elections immediately preceding such dates respectively, a person shall be elected in manner provided by the said Schedule, by the persons qualified to vote in the whole of the said District as extended by this Order, to supply the vacancy caused by such retirement.

V. Any casual vacancy in the places of the said two members which may occur prior to the said Fifteenth day of April, one thousand eight hundred and eighty-one, shall be filled up like casual vacancies in the places of other members of the said Local Board.

The SCHEDULE above referred to.

All that part of the Rural Sanitary District of the Howden Union, in the East Riding of the County of York, which is included within an imaginary line commencing at the north-easterly extremity of the Local Government District of Wallingfen, and running thence in a northerly direction across the Beverley, Heple, and North Cave Turnpike Road, and along and including the Skelfleet Drain to a point at the north-east corner of Dryham Plantation; thence proceeding in a westerly direction along and including Long Dyke Drain as far as Leather Dog Lane; and thence running in a southerly direction along, but excluding such lane, to and across the high road leading from New Gilberdike to Howden; thence proceeding in an easterly direction along and including the said high road to the Hamlet of Eight and Forty; thence running southerly along the western boundary of the Parish of New Village (detached); thence running easterly along the southern boundary of the said Township and across the Market Weighton Canal to the westerly boundary of the Local Government District of Wallingfen; thence along such last-mentioned boundary to the starting point.

Given under the Seal of Office of the Local Government Board, this Fifth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
 JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF
WELLINGBOROUGH.

A.D. 1877.
—

Provisional Order to enable the Urban Sanitary Authority for the District of Wellingborough to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

5

To the Wellingborough Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Wellingborough, in the County of Northampton ; —

And to all others whom it may concern.

10 WHEREAS the Wellingborough Local Board, being the Sanitary Authority for the Urban Sanitary District of Wellingborough, in the County of Northampton, require to purchase and take certain lands and premises situate within the said District and described in the Schedule hereto, for the purpose of widening and improving the streets in their District ;

15 And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by such Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses
20 Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas the Local Government Board, on receipt of the said Petition, directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and such Inquiry was held, after due public notice, and report
25 has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Wellingborough Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises
30 described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.

Description.	Owner.	Lessees and Occupiers.	
A piece of land containing 250 square yards or thereabouts, together with the houses, stables, and other buildings thereon, bounded on the north by Park Road, on the east by property belonging to Emma Hawkins, deceased, on the south by Church Street, and on the west by Hawkins' Yard.	Ann Kingston	George Lilley the elder, George Lilley the younger.	5
			10

Quintus Vivian, Lord of the Manors of Wellingborough and Wellingborough Hatton, owner of the Lord's interest in so much of the said piece of land as is of copyhold tenure.

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred
and seventy-seven. 15

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF YSTRADYFODWG.

Provisional Order for constituting the Ystradyfodwg Local Government District. 20

To the Guardians of the Poor of the Pontypridd Union, in the
County of Glamorgan, being the Sanitary Authority for the Rural
Sanitary District of that Union; —

To the Inhabitants of the Parish of Ystradyfodwg, in the said Rural
Sanitary District; — 25

And to all others whom it may concern.

WHEREAS by Section 271 of the Public Health Act, 1875, it is enacted
that the Local Government Board may, by Provisional Order, declare any
Rural Sanitary District, or any portion of any Rural Sanitary District or
Districts, to be a Local Government District, and that, from and after the 30
commencement of the Order, the District or portion or the District or Districts
therein referred to shall become a Local Government District, and shall be
subject to the jurisdiction of a Local Board, to be elected in manner provided
by Schedule II. to that Act;

And whereas by Section 275 of the said Public Health Act, 1875, it is 35
enacted that every Order made by the Local Government Board under
Part VIII. of that Act, which includes Section 271 above recited, shall specify
the day on which such Order shall come into operation (in that Act referred to
as the commencement of the Order);

And whereas part of the Parish of Ystradyfodwg, in the County of 40
Glamorgan, is comprised in the Rural Sanitary District of the Pontypridd

Union, and the Local Government Board have proposed to declare the portion of the said Parish herein-after described to be a Local Government District ; A.D. 1877.

And whereas the Local Government Board directed Local Inquiry to be held on the subject of such proposal, and the same was held, after due public notice, 5 and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that part of the Parish of Ystradyfodwg which is comprised in the Rural Sanitary District of the Pontypridd Union, and lies to the south of the road leading 10 from Carn-fach to Bwlch-y-lladron shall be and is hereby constituted a Local Government District, under the name of the Ystradyfodwg District.

And We do hereby Order as follows ; viz.,—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

15 II. Twelve persons, who shall have the qualification prescribed by the law in force for the time being with regard to the election of members of a Local Board, shall be elected as members of the Local Board for the Ystradyfodwg District.

III. The election of members for the said Local Board shall be conducted 20 in accordance with the rules contained in Schedule II. to the Public Health Act, 1875. Provided, that the Returning Officer, when duly appointed, shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to 25 complete such election shall be taken.

Given under the Seal of Office of the Local Government Board, this
Fifth day of June, in the year One thousand eight hundred
and seventy-seven.

30 (L.S.)

G. SCLATER-BOOTH, President
JOHN LAMBERT, Secretary.

**Local Government Board's
Provisional Orders Confr-
mation (Caistor Union,
&c.) [H.L.]**

A

B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Caistor Union, the Borough of Chesterfield, the Local Government Districts of Cleckheaton and Ebbw Vale, the Boroughs of Honiton and King's Lynn (two), the Rural Sanitary District of the Maldon Union, the Local Government Districts of New Sleaford, Redcar, and Sandown, the Town of Southampton (Poor Law), the Local Government Districts of Wallasey (two), Wallingfen, Wellingborough, and Ystradyfodwg.

(Brought from the Lords 26 July 1877.)

*Ordered, by The House of Commons, to be Printed,
26 July 1877.*

[Bill 266.]

Under 6 oz.

A

B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Local Government District of Hyde and the Boroughs of Plymouth and Ryde. A.D. 1877.

WHEREAS the Local Government Board have, as regards the district and boroughs herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

5 And whereas it is requisite that the said Orders should be confirmed by Parliament :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, 10 and by the authority of the same, as follows :

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in schedule confirmed.

15 Provided that the lands and premises numbered 8 and 9 in the schedule to the Provisional Order relating to the Borough of Plymouth hereby confirmed shall, if purchased by the Urban Sanitary Authority of that borough, be deemed to be taken for the purpose of providing access to the lands and premises numbered 20 6 and 7 on the deposited plan mentioned in that schedule.

2. This Act shall be cited as "The Local Government Board's Provisional Orders Confirmation (Hyde, &c.) Act, 1877." Short title.

A.D. 1877.

SCHEDULE.

LOCAL GOVERNMENT DISTRICT OF HYDE.

Provisional Order for extending the Local Government District of Hyde.

- To the Hyde Local Board, being the Sanitary Authority for the Urban Sanitary District of Hyde, in the County of Chester; — 5
- To the Newton Moor Local Board, being the Sanitary Authority for the Urban Sanitary District of Newton Moor, in the County of Chester; —
- To the Guardians of the Poor of the Ashton-under-Lyne Union, in the Counties of Lancaster and Chester, being the Sanitary Authority for 10 the Rural Sanitary District of that Union; —
- To the Guardians of the Poor of the Stockport Union, in the Counties of Chester and Lancaster, being the Sanitary Authority for the Rural Sanitary District of that Union; —
- To the Inhabitants of the Township of Godley, in the County of Chester, 15 in the Rural Sanitary District of the Ashton-under-Lyne Union; —
- To the Inhabitants of the Township of Werneth, in the County of Chester, in the Rural Sanitary District of the Stockport Union; —
- And to all others whom it may concern.

WHEREAS by Section 270 of the Public Health Act, 1875, the Local 20 Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Local Government or Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is 25 included by such Order;

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above-recited, shall specify the day on which such Order shall come into operation (in that Act referred to 30 as the commencement of the Order); and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered;

And whereas the Local Government District of Hyde, in the County of Chester, is an Urban Sanitary District, of which the Hyde Local Board are the Urban Sanitary Authority; A.D. 1877.

And whereas the Local Government District of Newton Moor, in the County of Chester, immediately adjoins the Local Government District of Hyde;

And whereas the Township of Godley, in the County of Chester, is situate in that part of the Rural Sanitary District of the Ashton-under-Lyne Union which immediately adjoins the Local Government District of Hyde;

And whereas the part of the Township of Werneth, in the County of Chester, which is described in the Schedule hereto, is situate in that part of the Rural Sanitary District of the Stockport Union which immediately adjoins the Local Government District of Hyde;

And whereas application has been made to the Local Government Board to issue a Provisional Order for declaring the Local Government District of Newton Moor, together with the Township of Godley, and the part of the Township of Werneth which is described in the Schedule hereto, to be included in the Local Government District of Hyde;

And whereas upon receipt of such application the Local Government Board directed a Local Inquiry to be held on the subject of the proposed inclusion, and the same was held, after due public notice thereof, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that the said Local Government District of Newton Moor, together with the Township of Godley, and that part of the Township of Werneth which is described in the Schedule hereto, shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of the Local Government District of Hyde.

And We do hereby Order as follows; viz. :—

I. This Order shall, except as herein-after provided, come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Local Board for the Hyde Local Government District as extended shall, from and after the said Twenty-ninth day of September, be twenty-one.

III. Six of the twenty-one members of the Hyde Local Board, viz., two of such members chosen by the Local Board by ballot at their meeting next before the said Twenty-ninth day of September, from among the members elected at the annual election in the year 1875, two from among those elected in 1876, and two from among those elected in the present year, shall go out of office on the said Twenty-ninth day of September.

IV. Six of the twelve members of the Newton Moor Local Board, viz., two of such members chosen by that Local Board by ballot at their meeting next before the said Twenty-ninth day of September, from among the members

Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Hyde, &c.)

A.D. 1877. — elected at the annual election in the year 1875, two from among those elected in 1876, and two from among those elected in the present year, shall, on the said Twenty-ninth day of September, become members of the Hyde Local Board, in place of the six members who will go out of office in accordance with Art. III. of this Order. 5

V. The six members of the Newton Local Board so becoming members of the Hyde Local Board as aforesaid shall in all respects be treated as if they had been originally elected as members of the Hyde Local Board, and with the remaining members of the last-mentioned Local Board shall form the Local Board for the said District as extended until the next annual election. 10

VI. At the next and all future elections the members forming the Local Board on the said Twenty-ninth day of September shall go out of office according to the provisions of Rules 59 and 61 of Schedule II. to the Public Health Act, 1875, and their successors shall be elected from the whole of the District, as if it had originally been formed in the manner provided by this Order. 15

The SCHEDULE above referred to.

All that part of the Township of Werneth, in the Parish of Stockport, in the County of Chester, which lies between the boundary of the Local Government District of Hyde, and a line commencing at the point of junction of the boundaries of the Townships of Hyde, Godley, and Werneth, near a place called Green Bank, and running along the northern and eastern boundaries of the last-mentioned Township, it meets the south-easterly fence of the highway leading from the Township of Hattersley to the Hare and Hounds Public House; thence running along such fence in a south-easterly direction, and along the top of Werneth Low, to the western corner of the premises belonging to the said Public House; thence across the said highway and along the north-easterly fence of the same highway to the south-east corner of the occupation road leading from the same highway to a lane called Salters Lane or Werneth Road; thence proceeding in a northerly direction along the boundary of the Township of Bredbury to the River Tame, and along the centre of the said River Tame in a northerly direction until it meets the boundary of the said Local Government District of Hyde. 20 25 30

Given under the Seal of Office of the Local Government Board, this Eighteenth day of May, in the year One thousand eight hundred and seventy-seven. 35

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

BOROUGH OF PLYMOUTH.

A.D. 1877.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Plymouth to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 5 To the Mayor, Aldermen, and Burgesses of the Borough of Plymouth, in the County of Devon, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern.

- WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of
10 Plymouth, in the County of Devon, acting by the Council, being the Sanitary Authority for the Urban Sanitary District of that Borough, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of improving certain streets, and providing a place for the deposit of soil and refuse from the streets and houses in the said Borough ;

- 15 And whereas the said Council, as such Sanitary Authority as aforesaid, have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the
20 Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

- And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has
25 been made to them thereon :

- Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Council, as such Sanitary Authority as aforesaid, from and after the date of the Act of Parliament confirming this Order, to put in force with reference to the
30 lands and premises described in the Schedule hereto, the powers of the lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

- Provided that the powers hereby given to the said Urban Sanitary Authority shall not extend to the interest of John Bayly, of Plymouth, in the County of
35 Devon, Esquire, in the land and premises numbered 5 in the said Schedule, or any part thereof.

*Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Hyde, &c.)*

A.D. 1877.

The SCHEDULE above referred to.

Parish of SAINT ANDREW.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	5
1	Dwelling - house, courtlage, and offices, No. 13, Westwell Street.	Elizabeth Horsey Creed, John Yabsley Avery and James Pillar, trustees.	Edward Radden -	John Holloway, Elizabeth Mary Pillar, and Edward Radden.	10
2	Dwelling-house, offices, and courtlage, No. 14, Westwell Street.	Ditto - -	Ditto - -	Edward Radden.	
3	Dwelling-house, offices, and courtlage, No. 16, Bedford Street.	William Grendon Heathman.	Richard Isaac Strong and Harry Baydon Neame.	John Mead.	15
4	Dwelling-house, offices, and courtlage, No. 17, Bedford Street.	Nicholas Sumpter and William Bennett Cuming, trustees.	George Thorne -	George Thorne.	20

Parish of CHARLES.

5	Piece of land, and quay or wharf, tool houses, and rubble bank.	Benjamin Sparrow -	The Mayor, Aldermen, and Burgesses of the Borough of Plymouth, acting as the Urban Sanitary Authority.	The Mayor, Aldermen, and Burgesses of the Borough of Plymouth, acting as the Urban Sanitary Authority, and Benjamin Sparrow.	25 30
8	A piece of land on the north side of the lane on the north side of the houses at Wood-side.	The representatives of Ann Jenking.	- - - -	William Hawke.	35
9	A piece of land adjoining the land numbered 8, supra.	The Rev. Sir John Hobart Calme Seymour and the Rev. Thomas Archer Bewes, and the Rev. Richard Seymour, trustees.	- - - -	William Boundy.	40

Given under the Seal of Office of the Local Government Board, this
Fourth day of June, in the year One thousand eight hundred 45
and seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

BOROUGH OF RYDE.

A.D. 1877.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Ryde to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 5 To the Mayor, Aldermen, and Burgesses of the Borough of Ryde, in the Isle of Wight, in the County of Southampton, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern.

- 10 WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Ryde, in the Isle of Wight, in the County of Southampton, acting by the Council, being the Sanitary Authority for the Urban Sanitary District of that Borough, require to purchase and take certain lands, waters, and premises which are described in the Schedule hereto, for the purpose of increasing the supply of water to the said Borough ;

- 15 And whereas the Council of the said Borough have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, waters, and premises, to be allowed to put in force the powers of the
 20 Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

- And whereas, upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held in the Borough, as to the propriety of assenting to the prayer of the said Petition, and the same was held, after due
 25 public notice, and report has been made to them thereon :

- Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands, waters,
 30 and premises which are described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish of NEWCHURCH, in the ISLE OF WIGHT, County of SOUTHAMPTON.

35 No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
40 1	Stream from tail of mill.	Edward Carter, the Mayor, Aldermen, and Burgesses of the Borough of Ryde.	Arthur Fitt -	Arthur Fitt, the Mayor, Aldermen, and Burgesses of the Borough of Ryde.
2	The water corn mill, known as "Knighton Mill."	Edward Carter -	Ditto - -	Arthur Fitt.

[263.]

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Local Government Board's [40 & 41 VICT.]
Provisional Orders Confirmation (Hyde, &c.)

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	
3	Lower mill pond -	Edward Carter, the Mayor, Aldermen, and Burgesses of the Borough of Ryde.	Arthur Fitt -	Arthur Fitt, the Mayor, Aldermen, and Burgesses of the Borough of Ryde.	5
4	Upper mill pond -	Ditto -	Ditto -	Ditto.	
5	Building and vacant land adjoining road.	Edward Carter -	Ditto -	Arthur Fitt.	10
6	Pasture land and private footpath.	Ditto -	Ditto -	Ditto.	
7	Pasture land -	Ditto -	Ditto -	Ditto.	
8	Down or pasture land, marl pits, and private road.	Ditto -	William Jacobs -	William Jacobs.	15
9	Down or pasture land	George Young -	-	George Young.	

Given under the Seal of Office of the Local Government Board, this
Twenty-ninth day of May, in the year One thousand eight
hundred and seventy-seven.

20

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

(L.S.)

Local Government Board's Provisional Orders Confirmation (Hyde, &c.)
[H.L.]

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BILL

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Local Government District of Hyde and the Boroughs of Plymouth and Ryde.

(Brought from the Lords 24 July 1877.)

Ordered, by The House of Commons, to be Printed,
24 July 1877.

[Bill 263.]

Under 3 oz.

A

B I L L

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board forming the Birmingham, Tame, and Rea Main Sewerage District, and the Lower Thames Valley Main Sewerage District, and constituting the Weymouth Port Sanitary Authority.

A.D. 1877.
—

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

38 & 39 Vict.
c. 55.

And whereas it is requisite that the said Orders should be confirmed by Parliament :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

10 1. Subject to the provisions of this Act, the Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force.

The Provisional Orders in schedule confirmed.

15 2. The following provisions shall take effect with reference to the Provisional Order relating to the Birmingham, Tame, and Rea Main Sewerage District, and to the Birmingham, Tame, and Rea District Drainage Board (in this clause called the Joint Board) ; viz.

20 (a.) Nothing in the said Provisional Order shall render the Rural Sanitary Authority of the West Bromwich Union liable to contribute to so much of the expenses as shall be incurred by the Joint Board in respect of the cost of management (as defined by the said Provisional Order) until some part of the contributory place of Perry Barr shall have been placed in
[Bill 248.]

Rural Sanitary Authority of the West Bromwich Union not to contribute to management expenses till

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*Local Government Board's Provisional [40 & 41 Vict.]
Orders Confirmation (Joint Boards).*

A.D. 1877.

Perry Barr
placed in
connexion
with outfall
works.

Portions of
Kings Nor-
ton and
Northfield,
shown on
plan, only to
be included
in United
District.

38 & 39 Vict.
c. 55.

For protec-
tion of Lon-
don and
North-west-
ern Railway
Company.

connexion with any of the outfall works of the Joint Board ;
and if at any time any difference arises between the Joint
Board and the said Rural Sanitary Authority as to the necessity
for placing the said contributory place of Perry Barr in con-
nexion with any of the said outfall works, then the difference 5
shall stand referred for decision to the Local Government Board,
whose decision thereon shall be final and binding.

(b.) Those portions only of the contributory places of Kings
Norton and Northfield which are coloured green and red
respectively on the map or plan marked A, sealed with the 10
official seal of the Local Government Board, and deposited in
their office, a duplicate whereof sealed in like manner is also
deposited in the office of the town clerk of Birmingham, shall
be included in the Birmingham, Tame, and Rea Main Sewerage
District under the name of the Kings Norton Special Sewerage 15
District, and shall throughout the said Provisional Order be
substituted for the contributory places of Kings Norton and
Northfield in the said Order mentioned, and each of the said
portions of the said contributory places so included in the said
Main Sewerage District shall for the purposes of the said 20
Provisional Order be deemed to be a separate contributory
place as defined by the Public Health Act, 1875, and the
contributions of the Rural Sanitary Authority of the Kings
Norton Union towards the common fund of the said Main
Sewerage District shall be contributed and raised in the same 25
manner in every respect as if such contributions were required
to defray special expenses within the meaning of the last-
mentioned Act.

(c.) If any dispute shall arise as to the boundaries of the Kings
Norton Special Sewerage District, the same shall be settled by 30
the Local Government Board under the provisions of section
two hundred and seventy-eight of the Public Health Act,
1875.

(d.) Where the Joint Board or any of the several constituent autho-
rities mentioned or referred to in the said Provisional Order 35
respectively require for the purpose of executing any of the
powers enabling them respectively to carry any works across
or to interfere either permanently or temporarily with any of
the lands, railways, works, or property now or hereafter
belonging to or worked, used, or occupied by the London and 40
North-western Railway Company, then and in every such case
the carrying any such works across, and all interference with

such lands, railways, works, or property shall be made and done under the superintendence and to the reasonable satisfaction of the engineer of that company, but in all things at the expense of the Joint Board or of the several constituent authorities (as the case may be), and so as to cause no injury to any such railways or works or interruption to the passage or conduct of traffic over or at any of the railways or stations of that company; and if any such injury or interruption or any injury to the lands or property of the company shall arise, then the Joint Board or the several constituent authorities (as the case may be) shall make full compensation to that company in respect thereof; and in case of any difference arising as to the mode of executing any of the powers conferred on or enabling the Joint Board or any of the several constituent authorities respectively with reference to such crossing, or involving any such interference as aforesaid, the same shall be determined by a referee, to be appointed by the Local Government Board on the application of either party, but at the cost of the Joint Board or of the several constituent authorities respectively interested, as the case may be.

A.D. 1877.

(e.) The contributions (if any) of the Rural Sanitary Authorities of the Aston and West Bromwich Unions respectively towards the common fund of the said Main Sewerage District shall be contributed and raised in the same manner in every respect as if such contribution were required to defray "special expenses" within the meaning of the Public Health Act, 1875.

Special provision as to contributions of Rural Sanitary Authorities of Aston and West Bromwich Unions. 38 & 39 Vict. c. 55.

3. The following provisions shall take effect with reference to the Provisional Order relating to the Lower Thames Valley Main Sewerage District and the Lower Thames Valley Main Sewerage Board (in this clause called the Joint Board), videlicet:

Modifications of the Provisional Order relating to the Lower Thames Valley Main Sewerage District.

(a.) If a main sewer or sewers do not come within or up to the boundary of any constituent district, any communication between the sewers of such district which is outside the boundary thereof shall be made at the expense of the Joint Board:

(b.) The proviso to Article Ten of the said Provisional Order shall be altered so as to provide that the "prescribed quantity" therein mentioned shall be deemed to be a volume of sewage equal to two hundred and fifty gallons per diem for each house in the united district, the number of houses to be ascertained from time to time from the poor rate in force for the time being:

A.D. 1877.

ascertained from time to time from the poor rate in force for the time being :

- (c.) Article sixteen of the Provisional Order shall not be confirmed, but instead thereof the following provisions shall take effect :

5

The expenses incurred by the Joint Board in carrying out the duties prescribed by this Order, including all establishment charges, remuneration to clerk, treasurer, officers, and servants, shall be defrayed out of a common fund, to be contributed by the several 10 urban sanitary districts and contributory places mentioned in the schedules hereto, in manner provided by section two hundred and eighty-three of the Public Health Act, 1875 :

38 & 39 Vict.
c. 55.

For the purposes of this Order any person appointed by 15 the Joint Board may inspect, take copies of, or make extracts from any valuation list or rate for the relief of the poor within the united district or any part thereof, or any book relating to the same :

No works in the River Thames to be commenced without the consent of the Conservators of the River Thames.

- (d.) No works shall be commenced by the Joint Board upon the 20 bed, shore, or banks of the River Thames without the consent in writing of the Conservators of the River Thames, signified under their corporate seal, and any works constructed upon such bed, shore, or banks shall be executed according to a plan and section and upon a site 25 to be approved in writing by the Conservators of the River Thames under their corporate seal and deposited at their office, and the works in the River Thames and adjoining thereto shall be executed and performed to the reasonable satisfaction of the engineer for the time being of the Con- 30 servators :

Joint Board not to interfere with the bed of the river.

- (e.) The Joint Board shall not embank, encroach upon, or interfere with any part of the bed, shore, or banks of the River Thames, except in the manner shown on the plan and section last herein-before mentioned, signified as aforesaid : 35

Joint Board not to take gravel, &c. from river without consent of Conservators.

- (f.) The Joint Board shall not take any gravel, soil, or other material from the bed of the River Thames without the previous consent of the Conservators of the River Thames, signified as aforesaid :

Joint Board not to commence any work on shore

- (g.) The Joint Board shall not make or construct any work what- 40 ever on the shore or bed of the River Thames, or of any

- (h.) If any work shall be constructed by the Joint Board in the waterway of the River Thames, then during the making of any such work the Joint Board shall hang out and exhibit thereat or near thereto, and for ever after the completion of any such work the Joint Board shall, if required by the Conservators, hang out or exhibit on every such work every night, from sunset to sunrise, lights, to be kept burning by and at the expense of the Joint Board, and proper and sufficient for the navigation and safe guidance of vessels, and the lights shall from time to time be altered by the Joint Board in such manner, and be of such kind and number, and be so placed and used as the Conservators of the River Thames by writing under their corporate seal shall approve, and in case the Joint Board fail to exhibit and keep burning the lights, they shall for every such offence forfeit ten pounds :
- (i.) If a work constructed by the Joint Board on, in, or over any part of the bed, shore, or banks of the River Thames is abandoned or suffered to fall into decay, the Conservators of the River Thames may abate and remove the work, or any part of it, and restore the site thereof to its former condition at the expense of the Joint Board; and the amount of such expense shall be a debt due from the Joint Board to the Conservators, and be recoverable accordingly with costs :
- (j.) The provisions of the Thames Conservancy Acts, 1857 and 1864, and the Thames Navigation Act, 1866, and of any Acts amending the same, with respect to the pollution of the water of the River Thames, and the discharge of sewage and other offensive matters into the said river, shall, subject to the provisions of this Act and the Order, apply to and be read as part of this Act, and in construing such provisions the word person shall include the Joint Board :
- (k.) Except as herein provided nothing in this Act or in the Order shall extend to or be construed to extend to prejudice or derogate from the estates, rights, interests, liberties, privileges, or franchises of the Conservators of the River Thames, or to prohibit or defeat, alter or diminish, any power, authority, or jurisdiction which at the time of the making of this Order the Conservators did or might lawfully claim, use, or exercise :

A.D. 1877.

Lights to be exhibited during construction of works and for ever after.

Abatement of work abandoned or decayed.

Application of certain provisions of 20 & 21 Vict. c. cxlvii., 27 & 28 Vict. c. 113., and 29 & 30 Vict. c. 89.

Saving the rights of the Conservators of the River Thames.

- A.D. 1877.**
Constituent authorities to be indemnified against proceedings for discharging sewage into the Thames.
- (l.) If at any time after the passing of this Act any proceedings shall be commenced against any or either of the constituent authorities in respect of the discharge of sewage into the River Thames after the passing of this Act, such constituent authorities shall thereupon give notice thereof to the Joint Board, who shall be at liberty to come in and defend the same, and the said Board shall indemnify such constituent authority against any penalties, damages, costs, or expenses which may be recovered against them in consequence of their continuing after the passing of this Act to discharge or suffer to be discharged sewage into the River Thames, in contravention of the Rivers Pollution Prevention Act or of the Thames Conservancy Acts : 5
- Suspending penalties for three years.
- (m.) No proceeding shall, during the period of three years from the day when the Order comes into operation, be commenced or continued to enforce the payment of any penalties to be legally incurred by any of the constituent authorities in respect of the breach or non-observance of any of the provisions of the Thames Conservancy Acts, 1857 and 1864, and the Thames Navigation Act, 1866, and any Acts amending the same, after the passing of this Act, and the expiration of a period of three years from the day when the said Order comes into operation ; provided, that if at the expiration of the said period of three years the Joint Board shall, in the opinion of the Local Government Board, have failed to sufficiently carry out and perform the purposes for which the united district is formed, as defined by the said Provisional Order, any such penalties shall attach to and may be sued for and be enforceable against the Joint Board in the same manner as the said penalties would but for this Act have attached to and been enforceable against any such constituent authority : 15 20 25 30
- 20 & 21 Vict. c. cxlvii.
27 & 28 Vict. c. 113.
29 & 30 Vict. c. 89.
- Alteration of number of members of Joint Board.
- (n.) Article Two of the Provisional Order shall be altered by the substitution of the words five ex-officio and twenty-three elective members, in lieu of six ex-officio and twenty-six elective members, and Schedule A. shall be altered by the omission therefrom of the Twickenham Local Government District and the Twickenham Local Board : 35
- Special provision as to the Constituent District of Surbiton.
- (o.) All contributions which the Sanitary Authority for the Urban Sanitary District of Surbiton shall be required to make to the common fund of the Lower Thames Valley Main Sewerage District shall be payable out of the improvement 40

- (o.) All contributions which the Sanitary Authority for the Urban Sanitary District of Surbiton shall be required to make to the common fund of the United District shall be payable out of the improvement rates leviable in that Urban Sanitary District, anything in the Surbiton Improvement Act, 1855, contained to the contrary notwithstanding : A.D. 1877.
Special provision as to the Constituent District of Surbiton. 18 & 19 Vict. c. xxxvi.
- 5
- (p.) The Joint Board may, for any of the purposes for which the United District or of any Sanitary District which does not adjoin the United District is formed, or for the purpose of disposing of the sewage of that District either by purification or otherwise by agreement, and with the sanction of the Local Government Board, cause any sewers under their control to communicate with the sewers of any other Main Sewerage Board, or of the Joint Board of any other United District formed under the Public Health Act, 1875, or of the Sanitary Authority of any Sanitary District which does not adjoin the United District, in such manner and on such terms and subject to such conditions as may be agreed upon between the Joint Board and such other Main Sewerage Board, Joint Board, or Sanitary Authority respectively, or in case of dispute, as may be settled by the Local Government Board, subject to the proviso contained in section twenty-eight of the Public Health Act, 1875, for the exclusion of storm waters from the sewers with which any such communication may be made : Special provision as to Lower Thames Valley Main Sewerage District.
38 & 39 Vict. c. 55.
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- (q.) If the Sanitary Authority of any Sanitary District are desirous of being included in the United District for any of the purposes for which such United District is formed, or for the purpose of disposing of the sewage of their district, and shall apply to the Local Government Board, on or before the thirty-first day of December one thousand eight hundred and seventy-seven, to be so included, the Local Government Board may by order declare the whole or any portion of such district to be included in the United District accordingly, upon such terms and conditions as they shall by such order determine ; and the Local Government Board may by their order prescribe the number of members to be elected to represent such authority on the Joint Board, and may make such provision for adapting the Provisional Order relating to the United District hereby confirmed to the alteration so
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A.D. 1877.
—

made, including the settlement of any differences, and the adjustment of any accounts, or apportionment of any liabilities, as between any such Sanitary Authority and the Joint Board respectively: Provided always, that notice in writing of their intention to apply to the Local Govern- 5
ment Board to include their district, or any part thereof, in the United District, shall be given by such Sanitary Authority to the Joint Board at the same time as their application is sent to the Local Government Board; and if the Joint Board shall, within one calendar month after 10
the receipt of such notice, signify to the Local Government Board their dissent to or disapproval of the inclusion of the whole or part of such district in the United District, then any order made by the Local Government Board under the provisions of this sub-section shall be of no 15
validity or force until it shall have been confirmed by Parliament:

- (r.) The contributions of the Rural Sanitary Authorities of the Kingston and Richmond Unions respectively toward the common fund of the United District shall be contributed 20
and raised in the same manner in every respect as if such contributions were to defray special expenses within the meaning of "The Public Health Act, 1875."

Short title.

4. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Joint Boards) Act, 1877.

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A.D. 1877.

SCHEDULE.

*Provisional Order for forming a United District under Sect. 279 of the
Public Health Act, 1875.*

- 5 To the Mayor, Aldermen, and Burgesses of the Borough of Birmingham, in the County of Warwick, being the Urban Sanitary Authority for that Borough ; —
- To the several other Urban Sanitary Authorities mentioned in Schedule A. to this Order ; —
- 10 To the several Rural Sanitary Authorities mentioned in Schedule B. to this Order ; —
- To the Inhabitants of the several contributory places mentioned in Schedule B. to this Order ; —
- And to all others whom it may concern.

WHEREAS by Section 279 of the Public Health Act, 1875, it is enacted
15 that where, on the application of the Local Authorities of any Urban or Rural Sanitary Districts, or of any of such Authorities, it appears to the Local Government Board that it would be for the advantage of such Districts, or any of them, or any parts thereof, or of any contributory places in any Rural Sanitary District or Districts, to be formed into a United District for all or
20 any of the purposes following ; that is to say, —

- (1.) The procuring a common supply of water ; or
 - (2.) The making a main sewer or carrying into effect a system of sewerage for the use of all such Districts or contributory places ; or
 - (3.) For any other purposes of this Act ;
- 25 the Local Government Board may by Provisional Order form such Districts or contributory places into a United District ; and that all costs, charges, and expenses of and incidental to the formation of a United District shall, in the event of the United District being formed, be a first charge on the rates leviable in the United District in pursuance of that Act ;

- 30 And whereas by Section 280 of the same Act it is further enacted that the governing body of a United District shall be a Joint Board, consisting of such ex-officio members and of such number of elective members as the Local Government Board may by the Provisional Order forming the District determine, and that a Joint Board shall be a body corporate by such name as
[269.]¹

B

A.D. 1877. — may be determined by the Provisional Order, having a perpetual succession and a common seal, with power to hold lands for the purposes of its constitution, without any license in mortmain ;

And whereas by Section 281 of the same Act it is also enacted that the Provisional Order forming a United District under that Act shall define the 5 purposes for which such United District is formed, and the powers, rights, duties, capacities, liabilities, and obligations under that Act which the Joint Board is authorised to exercise or perform, or is made subject to, and shall contain regulations as to the qualification and mode of election of elective members of the Joint Board, as to their continuance in office, as to casual 10 vacancies in the Joint Board, as to their meetings and officers, and any other matter or thing, including the adjustment of present and future liabilities and property with respect to which the Local Government Board may think fit to make any regulations for the better carrying into effect the provisions of that Act with respect to United Districts ; and that upon the constitution of 15 a Joint Board the local authorities having jurisdiction in the component Districts or contributory places shall cease to exercise therein any powers, or to perform any duties, or to be subject to any liabilities or obligations, which the Joint Board is authorised to exercise or perform or is made subject to ; nevertheless, the Joint Board may delegate to the Local Authority of any component 20 District the exercise of any of its powers or the performance of any of its duties ;

And whereas by Section 282 of the same Act it is also enacted that meetings of any Joint Board shall be held and the proceedings thereat shall be conducted (so far as such meetings and proceedings are not regulated by the Order forming 25 the Joint Board) in accordance with the rules as to meetings and proceedings contained in Schedule I. to that Act ;

And whereas by Section 283 of the same Act it is also enacted that any expenses incurred by a Joint Board in pursuance of that Act, unless otherwise determined by the Provisional Order, shall be defrayed out of a common fund, 30 to be contributed by the component Districts or contributory places in proportion to the rateable value of the property in each District or contributory place, such value to be ascertained according to the valuation list in force for the time being ;

And whereas by Section 284 of the same Act it is also enacted that for the 35 purpose of obtaining payment from the component Districts of the sums to be contributed by them, the Joint Board shall issue their precept to the Local Authority of each component District, stating the sum to be contributed by such Authority, and requiring such Authority, within a time limited by the precept, to pay the sums therein mentioned to the Joint Board, or to such 40 persons as the Joint Board may direct ;

That any sum mentioned in a precept addressed by a Joint Board to a Local Authority as aforesaid shall be a debt due from that Authority, and may be recovered accordingly, such contribution in the case of a Rural Authority being deemed to be general expenses ; that, if any Local Authority makes default in 45

complying with the precept addressed to it, the Joint Board may, instead of instituting proceedings for the recovery of a debt, or in addition to such proceedings as to any part of a debt which may for the time being be unpaid, proceed in a summary manner as in this Act mentioned to raise within the

5 district of the defaulting Authority such sum as may be sufficient to pay the sum due; and that for the purpose of obtaining payment from contributory places of the sums to be contributed by them, the Joint Board shall have the same powers of issuing precepts and of recovering the amounts named therein as if such contributory places formed a Rural District, and the Joint Board
10 were the Authority thereof;

And whereas by Section 275 of the same Act it is also enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes the above-recited sections, shall specify the day on which such Order shall come into operation, in that Act referred to as the commencement
15 of the Order;

And whereas the Mayor, Aldermen, and Burgesses of the Borough of Birmingham, acting by the Council, being the Urban Sanitary Authority for that Borough, and being the Local Authority for the said Urban Sanitary District within the meaning of the above-mentioned Act, have applied to the
20 Local Government Board to form the Urban Sanitary Districts and the parts of the Rural Sanitary Districts mentioned in the Schedules A. and B. to this Order into a United District, for the purpose of carrying into effect a system of sewerage for the use of all such Districts;

And whereas upon receipt of such application the Local Government Board
25 directed a local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the several Statutes in that behalf, do hereby Order that the Urban Sanitary Districts named in column 1 of Schedule A. hereto, and the
30 parts of the Rural Sanitary Districts of the Aston, Kings Norton, and West Bromwich Unions respectively which comprise the contributory places named in column 1 of Schedule B. hereto (which Urban Sanitary Districts and parts of Rural Sanitary Districts are herein-after called "the Constituent Districts,"), shall be formed into a United District, to be called the Birmingham, Tame,
35 and Rea Main Sewerage District, for the purposes herein-after described.

And We do further Order as follows; viz.,—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The Joint Board, which shall be the governing body of the said United
40 District, shall consist of two ex-officio and twenty elective members, and shall be called the Birmingham, Tame, and Rea District Drainage Board.

III. The ex-officio members shall be the persons described in column 3 of Schedule A. hereto, and the elective members shall be elected by the several Sanitary Authorities mentioned in column 2 of the said Schedule (herein-after

A.D. 1877. — called "the Constituent Authorities"), and shall hold office until they cease to be members of the Constituent Authorities by which they were elected.

IV. The number of members of the Joint Board to be elected by each of the Constituent Authorities shall be that set opposite to the name of each of such Authorities in column 3 of Schedules A. and B. respectively, and the said 5 members shall be chosen by the members of each Constituent Authority from among the members of its own body.

Provided that the members to be chosen by the Constituent Authorities mentioned in column 2 of Schedule B. hereto shall be selected from among the members of such Authorities representing the contributory places mentioned in 10 column 1 of the same Schedule, or from among the ex-officio members of such Authorities being resident, and the owners or occupiers of property, in such contributory places respectively of a value sufficient to qualify them as elective Guardians of the Union.

V. The provisions of Rules 5 and 64 of Schedule II. to the Public Health 15 Act, 1875, shall mutatis mutandis apply to elective members of the Joint Board.

VI. The first election of members of the Joint Board shall take place at a meeting of each of the Constituent Authorities, to be held within six weeks from the date when this Order comes into operation, or within such further time as 20 the Local Government Board may, by Order, allow, and fourteen days previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authorities by the Clerks of such Authorities respectively.

VII. In the event of any member of the Joint Board ceasing to be a member of the Constituent Authority by which he was elected, he shall thereupon be 25 disqualified from acting as a member of the Joint Board, but he shall be re-eligible as a member of the Joint Board if he is again elected a member of the same or any other of the Constituent Authorities.

VIII. The Clerk of each of the Constituent Authorities shall notify in writing to the Local Government Board, within seven days after such first and every 30 subsequent election shall have taken place, the names, addresses, and callings of the persons elected by such Authority as members of the Joint Board.

IX. Any vacancy occurring in the Joint Board by death, resignation, disqualification, or otherwise, shall be filled up by the Constituent Authority in whose representation the vacancy occurs within six weeks, or within such 35 further period as the Local Government Board may, by Order, determine.

X. The purposes for which the United District is formed are as follows :—

- (a.) For purchasing such lands, and erecting, making, and maintaining such buildings, machinery, and plant, as may be required for the treatment at outfall works of the sewage of the several Urban Sanitary Districts 40 and contributory places mentioned in Schedules A. and B. hereto, where it may be purified so that it may be discharged into any stream, river, or watercourse without breach of the Rivers Pollution Act, 1876 ;

- (b.) For constructing or providing, or causing to be constructed or provided, **A.D. 1877.**
such intercepting sewerage works as may be necessary to convey the
sewage of the several Urban Sanitary Districts and Contributory
places mentioned in Schedules A. and B. hereto to the said outfall
works, and there dealing with and disposing of the same ;
(c.) And for any other purposes of this Order or incidental thereto.

XI. For the purposes of this Order the following sections of the Public Health Act, 1875, shall apply, and the Joint Board shall have, exercise, perform, and be subject to all the powers, rights, duties, capacities, liabilities, and obligations of a Local or Urban Sanitary Authority under the same sections, so far as the same are applicable, viz. :—

- Sections 14 to 20, and 26 to 34, all inclusive, as to Sewerage and Drainage.
Section 153, as to Removal of Gas and Water Pipes.
Sections 173 and 174 (except Sub-sections 3 and 4), relating to Contracts.
Sections 175 and 176, as to Purchase of Land.
Sections 179 to 181, both inclusive, as to Arbitration.
Sections 192 (except as regards the office of Inspector of Nuisances), 193,
194, 195, 196, and 197, as to Officers and conduct of business.
Sections 200 and 203–206, both inclusive, relating to the mode of
conducting business.
Sections 245, 247, 249, and 250, as to Audit.
Sections 251 to 254, both inclusive, 258 to 267, and 269, both inclusive,
as to Legal Proceedings.
Section 284, as to payment of contribution to Joint Board.
Section 285, as to the execution of works in adjoining districts and
combination for execution of works.
Sections 299 (except so far as relates to Water Supply), 300, 301, and
302, as to enforcing performance of duty by defaulting Authority.
Sections 305 to 309, relating to miscellaneous Provisions.
Sections 327, 328, and 329, as to Saving Clauses.

XII. The Joint Board shall not, except for the purposes of this Order, exercise any power vested in them, in or in relation to the District of any of the Constituent Authorities, and the several Constituent Authorities shall not, in or in relation to their respective Districts, exercise any such power as is under this Order exerciseable by or vested in the Joint Board, otherwise than subject to and in accordance with the provisions of this Order ; but, except as herein expressly provided, nothing in this Order shall take away, abridge, or prejudicially affect any power, right, duty, or obligation vested in or imposed on any of the several Constituent Authorities in relation to their several Districts.

XIII. The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board, and the subsequent meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint ; and at all meetings of the Joint Board seven members shall constitute a quorum.

14 *Local Government Board's Provisional [40 & 41 VICT.]
Orders Confirmation (Joint Boards).*

A.D. 1877. Provided that an extraordinary meeting may be summoned at any time by
— the Clerk, upon a requisition addressed to him by the Chairman or any three
members of the Joint Board.

Such requisition shall be in writing, and no business other than that specified
in the requisition shall be transacted at such extraordinary meeting. 5

Notices of all meetings shall be delivered or sent so as to reach the last known
place of abode or business in England of each member of the Joint Board three
clear days before the day of meeting, or at such earlier time as the Joint Board
from time to time direct.

XIV. The Joint Board shall at their first meeting, or at an adjournment 10
thereof, appoint a chairman, a treasurer, and a clerk, and they may from time
to time appoint such other officers and servants as they think requisite. They
may pay their clerk, treasurer, officers, and servants such reasonable remun-
eration as they shall deem expedient; and every such clerk, officer, and
servants shall be removable by the Joint Board at their pleasure. 15

XV. The accounts of the Joint Board shall at all reasonable times be open
to inspection and transcription by any member of the Constituent Authorities
without payment.

XVI. A copy of the Auditor's Report and of the abstract of the accounts of
the Joint Board, when duly audited, shall be sent by the Joint Board to each 20
of the Constituent Authorities.

XVII. The provisions of Section 305 of the Public Health Act, 1875, shall
apply for the purposes of this Order not only in the cases therein mentioned,
but also where the Joint Board desire to exercise the powers thereof for the
purpose of discovering or ascertaining any communication with or opening into 25
any of the sewers of the Joint Board, or the flowing or passing of any matter
into such sewers, or into any drain, channel, or watercourse communicating
therewith.

XVIII. If at any time all or any part of the District of any of the Con-
stituent Authorities, being a Rural Sanitary District, becomes an Urban 30
Sanitary District, then and in every such case the Local Government Board
may, by Order, to be published as they shall direct, make such provision as to
them seems fit for adapting the provisions of this Order to the alteration so
made, and to the incidents and consequences thereof, and every such Order
shall have effect as if the terms thereof were inserted in this Order. 35

XIX. If at any time any difference arises between the Joint Board and any
of the several Constituent Authorities, or between any two of those Authorities,
as to the exercise by the Joint Board of the power conferred by Article XXVI.
of this Order, or as to whether any work undertaken by the Joint Board is an
intercepting sewerage work, or an outfall sewerage or other permanent work 40
within the meaning of this Order, or with respect to the amount to be con-
tributed by the several Constituent Sewer Authorities to the capital required
for intercepting sewerage works and outfall sewerage or other permanent works
respectively, or as to the necessity for the construction of or the course to be

taken by any new intercepting sewer, then and in every such case the difference shall by virtue of this Order stand referred for decision to the Local Government Board, whose decision thereon shall be final and binding. A.D. 1877.

Save as provided by the last preceding clause of this Order, every arbitration
5 under this Order shall be pursuant to the provisions of the Public Health Act, 1875.

XX. "Outfall works" shall comprise lands, tanks, or works for treatment and disposal of sewage.

"Intercepting works" shall comprise all such trunk or main drains or
10 sewers as shall be necessary to convey the sewage of each Urban Sanitary District or Contributory place from such District or Contributory place to the outfall works.

XXI. The Joint Board may purchase the existing works and lands belonging to any of the Constituent Authorities on such terms and conditions as may be
15 agreed on, or, failing agreement, by arbitration; and they may extend such existing works and purchase additional lands for the purpose. The Joint Board may purchase other land and construct other works where the same may be desirable for the use of the United District or of any part thereof.

XXII. The Joint Board shall purchase by agreement the works specified
20 in Schedule C. to this Order, and the stock, plant, crops, and effects in, upon, and about the same, as going concerns, or, failing agreement, upon such terms as shall be settled by arbitration.

XXIII. The expenses incurred by the Joint Board in pursuance of this Order shall be defrayed out of a common fund to be contributed by the
25 several Urban Sanitary Districts and contributory places mentioned in Schedules A. and B. hereto, in proportion to the number of rated tenements in each such District or Contributory place; such number to be ascertained from the poor rate made last before the time of issuing the precepts for obtaining payment of the several contributions.

30 For the purposes of this Order any person appointed by the Joint Board may inspect, take copies of, or make extracts from any valuation list or rate for the relief of the poor within the United District, or any part thereof, or any book relating to the same.

XXIV. No Urban Sanitary District or Contributory place shall be liable to
35 contribute to so much of the said expenses as shall be incurred by the Joint Board in respect of outfall works, and the treatment and disposal of sewage thereat, unless and until some part of such Urban Sanitary District or Contributory place shall have been placed in connexion with any of the said outfall works; and then and in such case such Urban Sanitary District or
40 Contributory place shall, in addition to their share of the current annual expenses of the sewage treatment, pay and contribute to the Joint Board such amount in respect of the outfall works and land which may have been acquired by the Joint Board as may be settled by agreement, or, failing agreement, by arbitration.

A.D. 1877.

XXV. The Joint Board may require or allow any Constituent Authority to construct such new intercepting works as may be necessary to convey the sewage of its own District, or of so much of its District as is comprised in the United District, to any outfall works at its own cost. In such case the direction which such intercepting sewer is to take when passing through any District other than that to which it belongs shall be determined by the Joint Board. The Joint Board may construct and maintain intercepting sewers, and charge the cost thereof to any place or places making use of the same. 5

In all cases the necessity for, and the nature, size, character, and direction of, new intercepting sewers shall be determined by the Joint Board. 10

XXVI. It shall be lawful for the Joint Board to charge the cost of any "intercepting works" which it shall construct to such of the said Constituent Authorities, and in such proportions as the Joint Board shall think fit.

XXVII. In case any Constituent Authority shall have constructed or shall hereafter construct any intercepting sewer or sewers which, in the opinion of the Joint Board, can and ought to be used in conveying the sewage of any other Constituent Authority to the outfall works, the Constituent Authority last mentioned shall have the permanent right to use such intercepting sewer or sewers for the conveyance of the said sewage to the extent of but not exceeding forty gallons per head per day of the population of the District of the Authority exercising such right, on payment of a perpetual annuity to such first-mentioned Constituent Authority, the amount of such perpetual annuity to be settled and secured by agreement on the basis of the population or the number of inhabited houses in such last-mentioned District, and failing agreement by arbitration. 20 25

XXVIII. The cost of the various works shall be distributed and be borne as follows :—

- (a.) The cost of "outfall works" shall, subject to the limitation contained in Article XXIV. of this Order, be borne by the Joint Board.
- (b.) The cost of "intercepting works" constructed or maintained by the Joint Board shall be borne by the Constituent Authorities using the same in the proportion decided by the Joint Board. 30
- (c.) The cost of management, including all salaries of officers, costs, charges, and all outgoings other than the cost of "outfall works" and "intercepting works," shall be borne by the Joint Board. 35

Provided that separate accounts shall be kept, to be called respectively "the Outfall Account," "the Intercepting Account," and "the Management Account."

XXIX. The Joint Board may exercise any of the powers conferred upon a Local Authority under or by virtue of Section 69 of The Public Health Act, 1875, and all costs and expenses incurred thereby shall be deemed costs of management, and charged to "the Management Account."

XXX. In case the Joint Board deem it necessary or desirable to obtain running powers into and through the sewers in the District of any Local or Sani-

tary Authority without the area of the United District, for the more convenient drainage of any portion of the United District, and an agreement for that purpose shall be come to between the Joint Board and the Authority to which such sewers belong, then the amount to be paid to such Sanitary Authority for such powers shall be deemed outfall expenses, and carried to "the Outfall Account."

A.D. 1877.

The SCHEDULES above referred to.

SCHEDULE A.

URBAN SANITARY DISTRICTS.

10	1.	2.	3.	4.
	Name of District.	Name of Sanitary or Local Authority.	Elective Members.	Ex-officio Members.
15			Number.	Number. Description.
	Aston Manor, Local Government District of.	Aston Manor Local Board	1	1 The Chairman of the Local Board.
	Balsall Heath, Local Government District of.	Balsall Heath Local Board	1	—
20	Birmingham, Borough of	The Mayor, Aldermen, and Burgesses, acting by the Council.	11	1 The Mayor.
	Handsworth (Stafford), Local Government District of.	Handsworth Local Board	1	—
25	Harborne, Local Government District of.	Harborne Local Board -	1	—
	Saltley, Local Government District of.	Saltley Local Board -	1	—
30	Smethwick, Local Government District of.	Smethwick Local Board -	1	—
		Total - -	17	2

A.D. 1877.

SCHEDULE B.

RURAL SANITARY DISTRICTS.			
1.	2.	3.	
Name of District.	Name of Sanitary or Local Authority.	Elective Members.	5
Aston Union - - - -	} The Guardians of the Poor of the Aston Union.	1	
Contributory Place of Aston - -			
Kings Norton Union - - -	} The Guardians of the Poor of the Kings Norton Union.	1	10
Contributory Places of Kings Norton and Northfield.			
West Bromwich Union - - -	} The Guardians of the Poor of the West Bromwich Union.	1	
Contributory Place of Perry Barr -			
Total - - -		3	

SCHEDULE C.

15

1.—BOROUGH OF BIRMINGHAM.

SCHEDULE of FREEHOLD and LEASEHOLD LANDS belonging to the MAYOR, ALDERMEN, and BURGESSES of the BOROUGH of BIRMINGHAM, all of which are situated in the PARISH of ASTON; together with INVENTORIES of PLANT and STOCK thereon, on the 31st of December 1876.

20

158 acres 3 roods and 4 perches of freehold land, with three cottages, eighteen tanks, engine and boiler houses, elevators, canal basin, stabling, cow-sheds, offices, laboratory, workshops, inlet and outlet channels, drainage and other works thereon.

103 acres 2 roods and 17 perches of leasehold land, with shed, including engine and mixing houses, drainage and other works thereon.

25

Inventory of Farm Stock.

Horses.

Live stock.

Harness.

Implements, tools, carts, &c.

Hay, straw, seeds, &c.

Wooden bridges, timber, &c.

30

Outlet Stock.

Timber, tools, rails, ironwork, &c.

Wagons, carts, and barrows.

Steam engines, boilers, elevators.

Wooden shoots.

35

Clothing.

Horses.

Harness.

Wooden bridges.

Heating and lime apparatus, presses, &c.

40

2.—LOCAL GOVERNMENT DISTRICT OF MANOR OF ASTON.

A.D. 1877.

DESCRIPTION of the LAND belonging to the MANOR of ASTON LOCAL BOARD.

5 "All that close, piece, or parcel of meadow land, situate at Saltley, in the parish of Aston, commonly called or known by the name of 'the Drift Holmes,' formerly containing by estimation six acres and twenty perches, but now by recent admeasurement five acres and three roods or thereabouts."

3.—LOCAL GOVERNMENT DISTRICT OF HARBORNE.

PARTICULARS of SEWERAGE WORKS of the URBAN SANITARY AUTHORITY of HARBORNE.

10 Land situate at the bottom of Harborne Heath, in the parish of Harborne, in the county of Stafford, adjoining lands of the Right Honorable Lord Calthorpe, and Hyla Holden, Esq., respectively, and containing 2,390 square yards or thereabouts, together with a messuage, sewerage tanks, and other sewerage works now erected and standing thereon.

15 The lime mixing machine, pump, and the other plant, tools, and utensils used in connection with the said works.

Tank, fencing, shed, pump, &c., situate adjoining the Harborne Mill in the same parish.

Tank, fencing, &c., situate near, adjoining the Moor Pool in the said parish.

20 Tank, fencing, &c., situate at Harts Green in the said parish.

4.—LOCAL GOVERNMENT DISTRICT OF BALSALL HEATH.

STATEMENT of LAND and EFFECTS used by the BALSALL HEATH LOCAL BOARD OF HEALTH in purifying the SEWAGE flowing from the EASTERN or SPARKBROOK DIVISION of their DISTRICT.

25 Cottage (two rooms) and garden containing about 470 square yards or thereabouts. Dry brick wall fence, 371 feet long 9 inches thick and 6 feet 6 inches high, 14 inches by 18 inches, pillars at intervals of about 15 feet.

Double doors, ledged, 10 feet 6 inches wide and 6 feet high.

Lime screening shed, timber covered with slates, 21 feet by 10 feet 6 inches.

30 Tool shed (in dry brick) with flue, 10 feet 6 inches by 7 feet 10 inches.

Two rough boarded lime mixing sheds, each 9 feet by 9 feet.

Two platforms, four mixing barrels and two stands, four sluice gates.

Mud troughs or shoots, 73 feet 6 inches, 12 inches wide, and 1 inch deal.

35 No. 1, precipitating tank and filter, one iron filter frame 60 feet by 20 feet, in 24-inch, 18-inch, and 14-inch brickwork.

No. 2, set of three precipitating tanks, two small and one large; one iron filter frame, 55 feet 6 inches by 19 feet 6 inches, in 24-inch, 18-inch, and 14-inch brickwork.

Two sluice gates.

Storm overflow drain, 90 feet lineal of 24-inch socket pipe.

40 Outfall culvert, 72 feet lineal.

Outlet drain, 36 feet lineal of 18-inch socket pipe.

Note.—The tanks, sheds, &c. occupy about 1,230 square yards of land.

45 Given under the Seal of Office of the Local Government Board, this Fifth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.

JOHN LAMBERT, Secretary.

A.D. 1877.

*Provisional Order for forming a United District under Sect. 279 of the
Public Health Act, 1875.*

To the Hampton Wick Local Board, being the Sanitary Authority
for the Urban Sanitary District of Hampton Wick, in the
County of Middlesex; — 5

To the several other Urban Sanitary Authorities mentioned in
Schedule A. to this Order; —

To the several Rural Sanitary Authorities mentioned in Schedule B.
to this Order; —

To the Inhabitants of the several contributory places mentioned in 10
Schedule B. to this Order; —

And to all others whom it may concern.

WHEREAS by Section 279 of the Public Health Act, 1875, it is enacted
that where, on the application of the Local Authorities of any Urban or Rural
Sanitary Districts, or of any of such Authorities, it appears to the Local 15
Government Board that it would be for the advantage of such Districts, or any
of them, or any parts thereof, or of any contributory places in any Rural
Sanitary District or Districts, to be formed into a United District for all or any
of the purposes following; that is to say, —

(1.) The procuring a common supply of water; or 20

(2.) The making a main sewer or carrying into effect a system of sewerage for
the use of all such Districts or contributory places; or

(3.) For any other purposes of this Act;

the Local Government Board may by Provisional Order form such Districts or
contributory places into a United District; and that all costs, charges, and 25
expenses of and incidental to the formation of a United District shall, in the
event of the United District being formed, be a first charge on the rates leviable
in the United District in pursuance of that Act;

And whereas by Section 280 of the same Act it is further enacted that
the governing body of a United District shall be a Joint Board, consisting 30
of such ex-officio members and of such number of elective members as the
Local Government Board may by the Provisional Order forming the District
determine, and that a Joint Board shall be a body corporate by such name as
may be determined by the Provisional Order, having a perpetual succession and
a common seal, with power to hold lands for the purposes of its constitution, 35
without any license in mortmain;

And whereas by Section 281 of the same Act it is also enacted that the
Provisional Order forming a United District under that Act shall define the
purposes for which such United District is formed, and the powers, rights,
duties, capacities, liabilities, and obligations under that Act which the Joint 40
Board is authorised to exercise or perform, or is made subject to, and shall
contain regulations as to the qualification and mode of election of elective

A.D. 1877.

members of the Joint Board, as to their continuance in office, as to casual
vacancies in the Joint Board, as to their meetings and officers, and any other
matter or thing, including the adjustment of present and future liabilities and
property with respect to which the Local Government Board may think
5 fit to make any regulations for the better carrying into effect the provisions
of that Act with respect to United Districts; and that upon the constitution of
a Joint Board the local authorities having jurisdiction in the component
Districts or contributory places shall cease to exercise therein any powers, or to
perform any duties, or to be subject to any liabilities or obligations, which the
10 Joint Board is authorised to exercise or perform or is made subject to; never-
theless, the Joint Board may delegate to the local authority of any component
District the exercise of any of its powers or the performance of any of its
duties;

And whereas by Section 282 of the same Act it is also enacted that meetings
15 of any Joint Board shall be held and the proceedings thereat shall be conducted
(so far as such meetings and proceedings are not regulated by the Order forming
the Joint Board) in accordance with the rules as to meetings and proceedings
contained in Schedule I. to that Act;

And whereas by Section 283 of the same Act it is also enacted that any
20 expenses incurred by a Joint Board in pursuance of that Act, unless otherwise
determined by the Provisional Order, shall be defrayed out of a common fund,
to be contributed by the component Districts or contributory places in pro-
portion to the rateable value of the property in each District or contributory
place, such value to be ascertained according to the valuation list in force for the
25 time being;

And whereas by Section 284 of the same Act it is also enacted that for the
purpose of obtaining payment from the component Districts of the sums to be
contributed by them, the Joint Board shall issue their precept to the Local
Authority of each component District, stating the sum to be contributed by
30 such Authority, and requiring such Authority, within a time limited by the
precept, to pay the sums therein mentioned to the Joint Board, or to such
persons as the Joint Board may direct;

That any sum mentioned in a precept addressed by a Joint Board to a Local
Authority as aforesaid shall be a debt due from that Authority, and may be
35 recovered accordingly, such contribution in the case of a Rural Authority being
deemed to be general expenses; that, if any Local Authority makes default in
complying with the precept addressed to it, the Joint Board may, instead of
instituting proceedings for the recovery of a debt, or in addition to such pro-
ceedings as to any part of a debt which may for the time being be unpaid,
40 proceed in a summary manner as in this Act mentioned to raise within the
district of the defaulting Authority such sum as may be sufficient to pay the
sum due; and that for the purpose of obtaining payment from contributory
places of the sums to be contributed by them, the Joint Board shall have the
same powers of issuing precepts and of recovering the amounts named therein
45 as if such contributory places formed a Rural District, and the Joint Board
were the Authority thereof.

A.D. 1877.

And whereas by Section 275 of the same Act it is also enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes the above-recited sections, shall specify the day on which such Order shall come into operation, in that Act referred to as the commencement of the Order ;

5

And whereas the Hampton Wick Local Board, being the Sanitary Authority for the Urban Sanitary District of Hampton Wick, in the County of Middlesex, and being the Local Authority for the said Urban Sanitary District within the meaning of the above-mentioned Act, have applied to the Local Government Board to form the Urban Sanitary Districts and the parts of the Rural Sanitary Districts mentioned in the Schedules A. and B. to this Order into a United District, for the purpose of carrying into effect a system of sewerage for the use of all such Districts ;

10

And whereas upon receipt of such application the Local Government Board directed a local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon :

15

Now therefore, We, the Local Government Board, in pursuance of the powers given by the several Statutes in that behalf, do hereby Order that the Urban Sanitary Districts named in column 1 of Schedule A. hereto, and the parts of the Rural Sanitary Districts of the Kingston and Richmond Unions respectively which comprise the contributory places named in column 1 of Schedule B. hereto, (which Urban Sanitary Districts and parts of Rural Sanitary Districts are herein-after called "the Constituent Districts,") shall be formed into a United District, to be called the Lower Thames Valley Main Sewerage District, for the purpose of making a main sewer for the use of all the Constituent Districts.

20

25

And We do further Order as follows ; viz. :

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The Joint Board, which shall be the governing body of the said United District, shall consist of six ex-officio and twenty-six elective members, and shall be called the Lower Thames Valley Main Sewerage Board

30

III. The ex-officio members shall be the persons described in column 3 of the Schedules hereto, and the elective members shall be elected by the several Sanitary Authorities mentioned in column 2 of the said Schedules (herein-after called "the Constituent Authorities"), and shall hold office until they cease to be members of the Constituent Authorities by which they were elected.

35

IV. The number of members of the Joint Board to be elected by each of the Constituent Authorities shall be that set opposite to the name of each of such Authorities in column 4 of the said Schedules respectively, and the said members shall be chosen by the members of each Constituent Authority from among the members of its own body.

40

Provided that the members to be chosen by the Constituent Authorities mentioned in column 2 of Schedule B. hereto shall be selected from among the

members of such Authorities representing the contributory places mentioned in column 1 of the same Schedule, or from among the ex-officio members of such Authorities being resident, and the owners or occupiers of property, in such contributory places respectively of a value sufficient to qualify them as elective
5 Guardians of the Union. A.D. 1877.

V. The provisions of Rules 5 and 64 of Schedule II. to the Public Health Act, 1875, shall mutatis mutandis apply to elective members of the Joint Board.

10 VI. The first election of members of the Joint Board shall take place at a meeting of each of the Constituent Authorities, to be held within six weeks from the date when this Order comes into operation, or within such further time as the Local Government Board may, by Order, allow, and fourteen days previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authorities by the Clerks of such Authorities respectively.

15 VII. In the event of any member of the Joint Board ceasing to be a member of the Constituent Authority by which he was elected, he shall thereupon be disqualified from acting as a member of the Joint Board, but he shall be re-eligible as a member of the Joint Board if he is again elected a member of the same or any other of the Constituent Authorities.

20 VIII. The Clerk of each of the Constituent Authorities shall notify in writing to the Local Government Board, within seven days after such first and every subsequent election shall have taken place, the names and addresses of the persons elected by such Authority as members of the Joint Board.

25 IX. Any vacancy occurring in the Joint Board by death, resignation, disqualification, or otherwise, shall be filled up by the Constituent Authority in whose representation the vacancy occurs within six weeks, or within such further period as the Local Government Board may, by Order, determine.

X. The purposes for which the United District is formed are as follows:—

30 (a.) For making and maintaining a main sewer or sewers for the use of, and for the reception of the sewage from the sewers of, the several Urban Sanitary Districts and Contributory Places mentioned in the Schedules hereto.

35 (b.) For erecting, making, maintaining, and working such machinery and plant as may be required for the above purpose, or for conveying the sewage of the United District to a convenient place or places where it may be purified, if necessary, by application to land or otherwise, in such manner that it may be discharged into any stream, river, or watercourse without breach of the Rivers Pollution Prevention Act, 1876, or of the Thames Conservancy Acts, or of any other provisions
40 of the law; and it shall be the duty of the Joint Board to carry out and perform the purposes for which the United District is formed within a period of three years from the commencement of this Order, and in default of their so doing, they shall be deemed to be a Local Authority which has made default in providing their District with

24 *Local Government Board's Provisional [40 & 41 VICT.]
Orders Confirmation (Joint Boards).*

A.D. 1877. sufficient sewers within the meaning of Section 299 of the Public Health Act, 1875.

Provided that the duty of making and maintaining a main sewer or sewers shall be deemed to have been sufficiently carried out and performed if and so long as the Joint Board shall, by the construction of a main sewer or sewers, 5 with all such machinery and appliances as may be requisite for lifting and disposing of the sewage, have made provision for the reception of a volume of sewage equal to two hundred and fifty gallons per diem for each inhabited house in the United District (which quantity is hereinafter called the "pre- 10 scribed quantity"), the number of such houses to be ascertained from time to time in the manner herein-after mentioned.

XI. The Joint Board shall construct and maintain and put into, and keep in, operation all necessary and proper pumping stations, with engines, pumps, and other apparatus and appliances, so that effectual provision may be thereby always made for the carrying of the sewage of every part of the United District 15 into the sewers of the Joint Board by raising or by gravitation or otherwise.

XII. For the purposes of this Order the following sections of the Public Health Act, 1875, shall apply, and the Joint Board shall have, exercise, perform, and be subject to all the powers, rights, duties, capacities, liabilities and obligations of a Local or Urban Sanitary Authority under the same sections, 20 so far as the same are applicable, viz. :—

- Sections 14 to 20, and 26 to 34, all inclusive, as to Sewerage and Drainage.
- Section 153, as to Removal of Gas and Water Pipes.
- Sections 173 and 174 (except Sub-sections 3 and 4), relating to Contracts.
- Sections 175 and 176, as to Purchase of Land. 25
- Sections 179 to 181, both inclusive, as to Arbitration.
- Sections 192 (except as regards the office of Inspector of Nuisances), 193, 194, 195, 196, and 197, as to Officers and conduct of business.
- Sections 200 and 203–206, both inclusive, relating to the mode of conducting business. 30
- Sections 245, 247, 249, and 250, as to Audit.
- Sections 251 to 254, both inclusive, 258 to 267, and 269, both inclusive, as to Legal Proceedings.
- Section 285, as to the execution of works in adjoining districts and combination for execution of works. 35
- Sections 299 (except so far as relates to Water Supply), 300, 301, and 302, as to enforcing performance of duty by defaulting Authority.
- Sections 305 to 309, relating to miscellaneous Provisions.
- Sections 327, 328, and 329, as to Saving Clauses.

XIII. The Joint Board shall not, except for the purposes of this Order, exercise 40 any power vested in them, in or in relation to the District of any of the Constituent Authorities, and the several Constituent Authorities shall not, in or in relation to their respective Districts, exercise any such power as is under this Order exercisable by or vested in the Joint Board, otherwise than subject to and in accordance with the provisions of this Order; but, except as herein expressly 45 provided, nothing in this Order shall take away, abridge, or prejudicially affect

any power, right, duty, or obligation vested in or imposed on any of the several A.D. 1877.
Constituent Authorities in relation to their several Districts.

XIV. The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board, and the subsequent meetings of
5 the Joint Board shall be held at such times and places as the Joint Board may appoint; and at all meetings of the Joint Board seven members shall constitute a quorum.

Provided that an extraordinary meeting may be summoned at any time by the Clerk, upon a requisition addressed to him by the Chairman or any three
10 members of the Joint Board.

Such requisition shall be in writing, and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

Notices of all meetings shall be delivered or sent so as to reach the last known place of abode or business in England of each member of the Joint Board three
15 clear days before the day of meeting, or at such earlier time as the Joint Board from time to time direct.

XV. The Joint Board shall at their first meeting, or at an adjournment thereof, appoint a chairman, a treasurer, and a clerk, and they may from time to time appoint such other officers and servants as they think requisite.
20 They may pay their clerk, treasurer, officers, and servants such reasonable remuneration as they shall deem expedient; and every such clerk, treasurer, officer, and servants shall be removable by the Joint Board at their pleasure.

XVI. The expenses incurred by the Joint Board in carrying out the duties prescribed by this Order, including all establishment charges, remuneration to
25 clerk, treasurer, officers, and servants, shall be defrayed out of a Common Fund, to be contributed by the several Urban Sanitary Districts and contributory places mentioned in the Schedules hereto, in direct proportion to the degree in which such Urban Sanitary Districts and contributory places respectively are or will be benefited by the execution of the purposes of this Order, such degree
30 to be determined by the number of inhabited houses in each Urban Sanitary District and contributory place, and such number to be ascertained from the Poor Rate made last before the time of issuing the precepts for obtaining payment of the several contributions.

For the purposes of this Order any person appointed by the Joint Board
35 may inspect, take copies of, or make extracts from, any Valuation List or Rate for the relief of the Poor within the United District or any part thereof, or any book relating to the same.

XVII. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription by any member of the Constituent Authorities
40 without payment.

XVIII. A copy of the Auditor's Report and of the abstract of the accounts of the Joint Board, when duly audited, shall be sent by the Joint Board to each of the Constituent Authorities.

XIX. The provisions of Section 305 of the Public Health Act, 1875, shall
45 apply for the purposes of this Order not only in the cases therein mentioned, but
[269.] D

A.D. 1877. also where the Joint Board desire to exercise the powers thereof for the purpose of discovering or ascertaining any communication with or opening into any of the sewers of the Joint Board, or the flowing or passing of any matter into such sewers, or into any drain, channel, or watercourse communicating therewith. 5

XX. If at any time all or any part of the District of any of the Constituent Authorities, being a Rural Sanitary District, becomes an Urban Sanitary District, then and in every such case the Local Government Board may, by Order, to be published as they shall direct, make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made, and to the incidents and consequences thereof, and every such Order shall have effect as if the terms thereof were inserted in this Order. 10

XXI. For the purposes of this Order all sewers made by the Joint Board shall vest in and be under the control of the Joint Board, and the Joint Board may take the control of and maintain any other sewers in any part of the United District, upon giving one month's previous notice of their intention so to do to the Constituent Authority in whose District such sewers are situate. 15

XXII. Each Constituent Authority shall be entitled as of right to have at their own expense a communication from any of their sewers into the main sewer or sewers of the Joint Board. 20

Provided always, that after the commencement of this Order every Constituent Authority proposing to construct any new sewer for the purpose of bringing the sewage of their District, or of any part thereof, into any sewer, under the control of the Joint Board, by a new communication with such last-mentioned sewer, shall, two months at least before they commence the construction thereof, send to the Joint Board plans and sections showing the proposed places of communication and the proposed level, at such place, of the intended new sewer; and the place of every such communication, and the level thereof of every such new sewer, shall be such as shall be determined by the Joint Board; and every dispute respecting any such determination which may arise between any such Constituent Authority and the Joint Board shall be referred to the Local Government Board, whose decision thereon shall be conclusive on all persons interested. 25 30

XXIII. For the purpose of limiting the discharge of sewage into the main sewer or sewers of the Joint Board to the prescribed quantity, the communications between the sewers of the Constituent Authorities and those of the Joint Board shall be wholly under the control of the Joint Board, and the Joint Board shall be at liberty at any time to alter or reduce such communications accordingly. 35 40

XXIV. The Joint Board shall be at liberty to receive into their main sewer or sewers from the sewers of any Constituent Authority any quantity of sewage in excess of the prescribed quantity, upon such terms as may be agreed upon between them and such Constituent Authority.

XXV. If at any time any difference arises between the Joint Board on the one hand and any Constituent Authority or Authorities, or persons or person, 45

on the other hand, or between any two or more Constituent Authorities, or between any Constituent Authority and any contributory place, or persons or person, respecting any matter arising out of the provisions of this Order, the same shall be referred to and be settled by arbitration, in the manner provided by the Public Health Act, 1875, except in any case otherwise herein-before provided for.

The SCHEDULES above referred to.

SCHEDULE A.

URBAN SANITARY DISTRICTS.

10	1.		2.		3.		4.	
	Name of District.		Name of Sanitary or Local Authority.		Ex-officio Members.		Elective Members.	
15					Number.	Description.	Number.	
20	Ham Common, Local Government District of.		Ham Common Local Board.		-	-	1	
	Hampton Wick, Local Government District of.		Hampton Wick Local Board.		-	-	1	
	East Moulsey, Local Government District of.		East Moulsey Local Board.		-	-	1	
25	Kingston-on-Thames, Borough of.		The Mayor, Aldermen, and Burgesses, acting by the Council.		1	The Mayor	3	
30	New Malden, Local Government District of.		New Malden Local Board.		-	-	1	
	Richmond, Improvement Act District of.		The Select Vestry		1	The Chairman of the Select Vestry.	4	
35	Surbiton, Improvement Act District of.		The Improvement Commissioners.		1	The Chairman of the Improvement Commissioners.	3	
40	Teddington, Local Government District of.		Teddington Local Board.		-	-	2	
	Twickenham, Local Government District of.		Twickenham Local Board.		1	The Chairman of the Local Board.	3	
45			Total		4	Total	19	

A.D. 1877.

SCHEDULE B.

RURAL SANITARY DISTRICTS.					
1.	2.	3.		4.	
Name of District.	Name of Sanitary or Local Authority.	Ex-officio Members.		Elective Members.	5
		Number.	Description.	Number.	
Kingston Union -	The Guardians of the Poor of the Kingston Union.	1	The Chairman of the Board of Guardians, acting as the Rural Sanitary Authority.	4	10
Contributory Places of Hampton, Hook, Esher, Long Ditton, Thames Ditton, West Moulsey.					
Richmond Union -	The Guardians of the Poor of the Richmond Union.	1	Ditto -	3	15
Contributory Places of Barnes, Kew, Mortlake, Petersham.					
Total - -		2	Total -	7	20

Given under the Seal of Office of the Local Government Board, this Fifth day of June, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 25
JOHN LAMBERT, Secretary.

PORT OF WEYMOUTH.

Provisional Order permanently constituting a Port Sanitary Authority, and for other purposes.

- To the Mayor, Aldermen, and Burgesses of the Borough of Wey- 30
mouth and Melcombe Regis, in the County of Dorset, being the Urban Sanitary Authority for that Borough ;—
- To the Portland Local Board, being the Sanitary Authority for the Urban Sanitary District of Portland, in the same County ;—
- To the Guardians of the Poor of the Weymouth Union, in the same 35
County, being the Sanitary Authority for the Rural Sanitary District of that Union ; —
- And to all others whom it may concern.

WHEREAS by Section 287 of the Public Health Act, 1875, it is enacted that the Local Government Board may, by Provisional Order, permanently con- 40
stitute any Local Authority whose district or part of whose district forms part of

or abuts on any part of a port in England, or the waters of such port, or any conservators, commissioners, or other persons having authority in or over such port, or any part thereof, (which local authority, conservators, commissioners, or other persons, are in that Act referred to as a "Riparian Authority,") the Sanitary

A.D. 1877.

- 5 Authority of the whole of such port or any part thereof (in that Act referred to as the "Port Sanitary Authority,") and that the Local Government Board may also, by Provisional Order, permanently constitute a Port Sanitary Authority for the whole or any part of a port, by combining any two or more Riparian Authorities having jurisdiction within such port, or any part thereof,
10 and may prescribe the mode of their joint action; or by forming a Joint Board, consisting of representative members of any two or more Riparian Authorities, in the same manner as is by that Act provided with respect to the formation of a united district; and that any Order constituting a Port Sanitary Authority may assign to such Authority any powers, rights, duties, capacities, liabilities,
15 and obligations under that Act, and direct the mode in which the expenses of such Authority are to be paid; and that where such Order constitutes a Joint Board the Port Sanitary Authority, it may contain regulations with respect to any matters for which regulations may be made by a Provisional Order forming a united district under that Act; and that a port shall mean a port
20 as established for the purposes of the laws relating to the Customs of the United Kingdom;

- And whereas by Section 288 of the same Act it is further enacted that the Order of the Local Government Board constituting a Port Sanitary Authority shall be deemed to give such Authority jurisdiction over all waters
25 within the limits of such port, and also over the whole or such portions of the district within the jurisdiction of any Riparian Authority as may be specified in the Order;

- And whereas by Section 282 of the same Act it is also enacted that meetings of any Joint Board shall be held, and the proceedings thereat shall be conducted
30 (so far as such meetings and proceedings are not regulated by the Order forming the Joint Board) in accordance with the rules as to meetings and proceedings contained in Schedule I. to that Act;

- And whereas by Section 275 of the same Act it is also enacted that every Order made by the Local Government Board under Part VIII. of that Act,
35 which includes the above-recited Sections, shall specify the day on which such Order shall come into operation, in that Act referred to as the commencement of the Order;

- And whereas the Port of Weymouth, in the County of Dorset, is a Port established for the purposes of the laws relating to the Customs of the United
40 Kingdom;

And whereas the Borough of Weymouth and Melcombe Regis, in the same County, is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority, and part of such District forms part of, or abuts on, the said Port;

- 45 And whereas the Local Government District of Portland, in the same County, is an Urban Sanitary District, of which the Portland Local Board are the
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30 *Local Government Board's Provisional [40 & 41 VICT.]
Orders Confirmation (Joint Boards).*

A.D. 1877. Urban Sanitary Authority, and such District forms part of, or abuts on, the
said Port;

And whereas part of the Weymouth Union, in the same County, is a Rural
Sanitary District, of which the Guardians of the Poor of that Union are the
Rural Sanitary Authority, and part of such District forms part of, or abuts on, 5
the said Port;

And whereas such Urban and Rural Sanitary Authorities are Riparian
Authorities of the said Port;

And whereas by an Order dated the 20th day of March, 1877, the Local
Government Board ordered that a Joint Board, to be termed "The Weymouth 10
Port Sanitary Authority," should be formed to constitute the Port Sanitary
Authority, until the 29th day of September 1877, for so much of the Port of
Weymouth as is therein mentioned;

And whereas the Local Government Board have proposed to issue a Pro-
visional Order for permanently constituting a Port Sanitary Authority for so 15
much of the said Port as is herein-after described, and accordingly directed a
Local Inquiry to be held on the subject of such proposal, and the same was
held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the
powers given by the several Statutes in that behalf, do hereby Order that a 20
Joint Board, to be called the Weymouth Port Sanitary Authority, shall be
formed as herein-after mentioned, and shall permanently constitute the Port
Sanitary Authority for so much of the Port of Weymouth as abuts on the
several Parishes of Radipole, Melcombe Regis, Weymouth, Wyke Regis, and
Portland. 25

Together with the waters of the said Port abutting upon the said Parishes,
and the place for the time being appointed as the Customs Boarding Station
for such part of the said Port, and every other place for the time being
appointed for the mooring or anchoring of ships for such part of the said Port,
under any regulations for the prevention of the spread of diseases issued under 30
the authority of the Statutes in that behalf;

And the water-sides of the District constituted as aforesaid, and the docks,
basins, creeks, and drains belonging to that part of the said Port included in
such District.

And We do further Order as follows; viz.— 35

I. This Order shall come into operation on the Twenty-ninth day of
September, One thousand eight hundred and seventy-seven.

II. The Joint Board shall consist of ten representative members of the
several Riparian Authorities above mentioned, and such members shall be
chosen by the members of each Riparian Authority from among the members 40
of its own body, as follows; namely,

Five by the Urban Sanitary Authority for the Borough of Weymouth
and Melcombe Regis.

Three by the Urban Sanitary Authority for the Local Government District of Portland. A.D. 1877.

Two by the Guardians of the Poor of the Weymouth Union acting as the Sanitary Authority for the Rural Sanitary District of that Union.

- 5 III. The provisions of Rules 5 and 64 of Schedule II. to the Public Health Act, 1875, shall mutatis mutandis apply to members of the Joint Board.

IV. The first election of members of the Joint Board shall take place at a meeting of each of the Riparian Authorities, to be held within four weeks from the date when this Order comes into operation, or within such further time as
10 the Local Government Board may, by Order, allow, and fourteen days previous notice in writing of such meeting shall be given or sent to each member of the Riparian Authorities by the Clerks of such Authorities respectively.

V. In the event of any member of the Joint Board ceasing to be a member of the Riparian Authority by which he was elected, he shall thereupon be
15 disqualified from acting as a member of the Joint Board, but he shall be re-eligible as a member of the Joint Board if he is again elected a member of the same or any other of the Riparian Authorities.

VI. Any vacancy occurring in the Joint Board by death, resignation, disqualification, or otherwise, shall be filled up by the Riparian Authority in
20 whose representation the vacancy occurs within one month, or within such further period as the Local Government Board may, by Order, determine.

VII. Until the first meeting of the Joint Board, to be elected under the provisions of this Order, the Joint Board constituted under the authority of the above-recited Order dated the Twentieth day of March, One thousand eight
25 hundred and seventy-seven, shall be and continue to act as the Port Sanitary Authority for so much of the said Port as is therein described, and shall have and be subject to all the powers, rights, duties, capacities, liabilities, and obligations assigned to them by the said Order, and their expenses shall be defrayed in the manner in the said Order provided; and until such first meeting
30 the Officers and Assistants appointed in pursuance of that Order may be continued in office by the last-mentioned Joint Board, subject to the regulations therein contained.

VIII. The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board, and the subsequent meetings of
35 the Joint Board shall be held at such times as the Joint Board may appoint; and at all meetings of the Joint Board three members shall constitute a quorum.

Provided that an extraordinary meeting may be summoned at any time by the Clerk, upon a requisition addressed to him by the Chairman or any three
40 members of the Joint Board.

Such requisition shall be in writing, and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

Notices of all meetings shall be delivered or sent so as to reach the last known place of abode or business in England of each member of the Joint Board one

A.D. 1877. clear day before the day of meeting, or at such earlier time as the Joint Board from time to time direct.

IX. For the purposes of this Order the following Sections of the Public Health Act, 1875, shall apply to the Joint Board, and the Joint Board shall have, exercise, perform, and be subject to all the powers, rights, duties, capacities, liabilities, and obligations of a Local or Urban Sanitary Authority under the same Sections so far as those Sections are applicable to a Port Sanitary Authority, and to ships, vessels, boats, waters, or persons within their jurisdiction; namely,—

- Sections 91 to 111, both inclusive, relating to Nuisances. 10
- Sections 120 to 133, both inclusive, relating to Infectious Diseases and Hospitals.
- Sections 134 to 138, both inclusive, and Section 140, as to Prevention of Epidemic Diseases.
- Sections 141 and 142, relating to Mortuaries, &c. 15
- Sections 173 and 174, relating to Contracts.
- Sections 182 to 186, both inclusive, and Section 188, relating to Byelaws.
- Section 189, relating to Officers, Assistants, and Servants (except as regards the offices of Surveyor and Collector). 20
- Section 191, with respect to a Medical Officer of Health, and Sections 192 to 196, both inclusive, relating to the Security to be given by Officers, and their liability to account.
- Sections 197, 200, 203, 204, 205, and 206, relating to the mode of conducting business. 25
- Sections 245, 247, 249, and 250, relating to Audit.
- Sections 251 to 269, both inclusive, relating to Legal Proceedings.
- Section 280 (second clause), and Sections 282, 283, and 284, relating to Joint Boards or Port Sanitary Authorities.
- Sections 299 to 302, both inclusive, relating to defaulting Local Authorities. 30
- Sections 306, 307, and 308, as to Miscellaneous Provisions.
- Sections 327, 328, and 329, containing "Saving Clauses."

X. The following provisions of the General Order of the Local Government Board dated the Eleventh day of November, One thousand eight hundred and seventy-two, addressed to all Urban Sanitary Authorities, in regard to the appointment of Medical Officers of Health, shall, so far as they are applicable to appointments made by a Port Sanitary Authority, apply to any Medical Officer of Health or other officer appointed under this Order, any portion of whose salary is paid out of moneys voted by Parliament; namely,— 40

- Section II.—Articles 3, 4, 5, and 6.
- Section III.—Articles 1 and 3.
- The whole of Section V.

XI. The provisions of Section I. of the said General Order shall also be applicable to every Medical Officer of Health appointed under this Order. 45

XII. The provisions of Section IV. of the said General Order, and of A.D. 1877.
Section III. of the General Order of the Local Government Board, bearing the
same date, and addressed to all Urban Sanitary Authorities, in regard to the

5 appointment of Inspectors of Nuisances, shall, so far as they are applicable to
ships, vessels, boats, waters, or persons within the jurisdiction of the Port
Sanitary Authority, respectively apply to every Medical Officer of Health
and Inspector of Nuisances appointed under this Order, any portion of whose
salary is paid out of moneys voted by Parliament.

10 XIII. From and after the first meeting of the Joint Board, all property, real
or personal, belonging to or vested in the Joint Board constituted under the
authority of the above-recited Order dated the Twentieth day of March, One
thousand eight hundred and seventy-seven, together with all debts and liabilities
incurred by them and remaining outstanding at that date, and all debts due to
them, shall be transferred to the Joint Board hereby constituted.

15 XIV. The expenses incurred by the Joint Board in carrying into effect the
purposes of the Public Health Act, 1875, and of this Order, including all
establishment charges, remuneration to officers and servants, shall be defrayed
out of a Common Fund to be contributed by the several Riparian Authorities
aforesaid in the proportions following, viz. :—

20 By the said Urban Sanitary Authorities, in proportion to the rateable value
of their respective Urban Sanitary Districts; and by the said Rural Sanitary
Authority, in proportion to the rateable value of that part of their District
which abuts on the portion of the said Port which is within the jurisdiction of
the Joint Board.

25 XV. The accounts of the Joint Board shall at all reasonable times be open
to inspection and transcription by any member of the Riparian Authorities
without payment.

30 XVI. A copy of the Auditor's Report and of the abstract of the accounts of
the Joint Board, when duly audited, shall be sent by the Joint Board to each of
the Riparian Authorities.

Given under the Seal of Office of the Local Government Board, this
Fifth day of June, in the year One thousand eight hundred and
seventy-seven.

35 (L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

**Local Government
Board's Provisional
Orders Confirmation
(Joint Boards). [H.L.]**

A

B I L L

[AS AMENDED IN COMMITTEE]

INTITULED

An Act to confirm certain Provisional Orders of the Local Government Board forming the Birmingham, Tame, and Rea Main Sewerage District, and the Lower Thames Valley Main Sewerage District, and constituting the Weymouth Port Sanitary Authority.

(Brought from the Lords 13 July 1877.)

*Ordered, by The House of Commons, to be Printed,
30 July 1877.*

[Bill 269.]

Under 5 oz.

A

B I L L

TO

Confirm certain Provisional Orders of the Local Government Board under the Provisions of the Gas and Water Works Facilities Act, 1870, and the Public Health Act, 1875, relating to the Local Government Districts of Penrith, Silsden, and Ynyscynhaiarn. A.D. 1877.

WHEREAS the Local Government Board have, as regards the districts herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

5 And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provision herein contained should be enacted in reference to one of the said districts :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and
10 Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, subject to the modification following ; that is to say, in the Order relating to the Local Board
15 of Silsden the proviso to Article twelve shall be altered so that the reference therein shall be made to the seventh Article of the said Order instead of the eighth as therein expressed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in schedule confirmed.

20 2. This Act shall be cited as "The Local Government Board's (Gas) Provisional Orders Confirmation (Penrith, &c.) Act, 1877." Short title.

A.D. 1877.

SCHEDULE.

LOCAL GOVERNMENT DISTRICT OF PENRITH.

Provisional Order under the Gas and Water Works Facilities Act, 1870.

To the Penrith Local Board of Health, being the Sanitary Authority for
the Urban Sanitary District of Penrith, in the County of Cum- 5
berland ;—

And to all others whom it may concern.

WHEREAS by Section 3 of the Gas and Water Works Facilities Act,
1870, it is enacted that that Act shall apply where powers are required for the
purposes of constructing or maintaining and continuing gasworks and works 10
connected therewith, or of manufacturing and supplying gas in any District
within which there is not any existing company, corporation, body of commis-
sioners, or person empowered by Act of Parliament to construct such works or
to manufacture and supply gas ; and that such purposes shall, for the purposes
of that Act, be deemed to be included in the term “gas undertaking” ; 15

And whereas by Section 4 of the same Act it is enacted that Provisional
Orders authorising any gas undertaking under the authority of that Act may
be obtained in any District by any company, companies, or person, and that
in the construction of that Act the term “undertakers” shall be deemed to
include any such company, companies, or person ; 20

And whereas by the same Act it is further enacted that applications for
such Provisional Orders shall be made to, and that such Provisional Orders
may be made by, the Board of Trade ;

And whereas by Section 161 of the Public Health Act, 1875, it is enacted
that where there is not any company or person (other than the Urban Sanitary 25
Authority) authorised by or in pursuance of any Act of Parliament or any
Order confirmed by Parliament to supply gas for public and private purposes,
supplying gas within any part of the District of such Authority, such
Authority may themselves undertake to supply gas for such purposes or any
of them throughout the whole or any part of their District ; and that where 30
an Urban Sanitary Authority may under the said Public Health Act, 1875,
themselves undertake to supply gas for the whole or any part of their District,
a Provisional Order authorising a gas undertaking may be obtained by such
Authority under and subject to the provisions of the said Gas and Water
Works Facilities Act, 1870, and any Act amending the same ; and that in 35
the construction of the said Act the term “undertakers” shall be deemed to
include any such Urban Sanitary Authority, provided that for the purposes of

the said Public Health Act, 1875, the Local Government Board shall throughout the said Gas and Water Works Facilities Act, 1870, be deemed to be substituted for the Board of Trade; A.D. 1877.

And whereas the Penrith Local Board of Health (herein-after called the Local Board), being the Sanitary Authority for the Urban Sanitary District of Penrith, in the County of Cumberland, and being, under the Public Health Act, 1875, themselves empowered to supply gas for the whole or any part of their District, applied to the Local Government Board to issue a Provisional Order authorising them to maintain and continue, if and when the same shall be acquired by them, the gas works of a certain registered gas company, known as the Penrith Gas Light and Coke Company, Limited, not being a company authorised by or in pursuance of any Act of Parliament, or any Order confirmed by Parliament, to supply gas for public and private purposes, and to construct other gas works, and to manufacture and supply gas, and to borrow money for those purposes, and duly complied with the provisions of the said Gas and Water Works Facilities Act, 1870, with respect to the service of notices, publication of advertisements, and deposit of documents;

And whereas the Local Government Board, on receipt of such application, caused public inquiry to be held in the District of the Local Board on the subject thereof, and the same was held, after due notice, and report has been made to them thereon, in accordance with the provisions of Section 13 of the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873;

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect; viz.:—

1. This Order may be cited as the Penrith Gas Order, 1877.

2. The Local Board shall in relation to the purposes of this Order, exercise and be subject to all the provisions of the Public Health Act, 1875; and the provisions of the Gas Works Clauses Act, 1847 [except Sections 30 to 38, both inclusive, and Sections 41, 43, 45, 46, and 47 thereof], and of the Gas Works Clauses Act, 1871 [except Sections 24 to 27, both inclusive, Sections 29 and 35, and Schedule B. thereof], are hereby incorporated with this Order, except where the same are expressly varied thereby; and the said provisions of the said Gas Works Clauses Acts shall apply as well to any mains, pipes, or works which may at any time be acquired by the Local Board under or by virtue of the Public Health Act, 1875, as to any mains, pipes, or works which may be laid down or constructed under the authority of this Order.

3. The several words and expressions to which, by the Acts, in whole or in part, incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned, have in this Order the same respective meanings.

4. The limits within which the provisions of this Order shall be in force and have effect shall be the District of the Local Board.

[156.]

A 2

A.D. 1877.

5. The Local Board may borrow any money on the credit of any lands, works, or other property, of which they shall be at any time possessed, for the purposes of the undertaking authorised by this Order, the sanction of the Local Government Board being previously obtained to every sum so to be borrowed, and may mortgage such lands, works, or other property to any person or 5 persons advancing such moneys, in the same manner in all respects as if they were the absolute owner, both at law and in equity, of the lands, works, or other property so mortgaged. The moneys so borrowed shall be applied for the purposes of the said undertaking, but it shall not be in any way incumbent on any mortgagee to see to the application of such moneys, nor shall he be responsible 10 for any misapplication thereof.

6. Any money borrowed by the Local Board under the provisions of Article 5 of this Order, shall be repaid within such period, not exceeding sixty years, as the Local Board, with the sanction of the Local Government Board, shall determine; and, subject as aforesaid, the Local Board shall either pay off the 15 moneys so borrowed by equal annual instalments of principal or of principal and interest, or they shall in every year set apart as a sinking fund, and accumulate in the way of compound interest by investing the same in the purchase of Exchequer bills or other Government securities, such sum as will with accumulations in the way of compound interest be sufficient, after payment 20 of all expenses, to pay off the moneys so borrowed within the period sanctioned.

7. The Local Board may at any time apply the whole or any part of such sinking fund as aforesaid in or towards the discharge of the moneys for the repayment of which the fund has been established: Provided that they pay into the fund in each year and accumulate until the whole of the moneys borrowed 25 are discharged, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied.

8. The Treasurer of the Local Board shall, within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund, or to be paid as an instalment in respect of moneys borrowed on 30 mortgage under the provisions of this Order, transmit to the Local Government Board a return in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been paid as instalments, and the amount which has been invested or applied for the purpose of such sinking fund during the year next preceding 35 the making of such return, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the amount paid as instalments, or of the sinking fund or investment, or of the interest which may have accumulated thereon, has been applied during the same period, and the total amount, if any, remaining invested at the end of 40 the year.

9. If it appears to the Local Government Board by that return, or otherwise, that the Local Board have failed to pay by way of instalment or to set apart the sum required for the sinking fund, or have applied any portion of the money set apart for the sinking fund, or of the interest which may have 45

accumulated thereon, to any purposes other than those authorised, they may, after hearing the Local Board, if desirous of being heard, by Order, direct that a sum not exceeding double the amount in respect of which default has been made shall be paid, set apart and invested, or applied as part of the sinking fund; and any such Order shall be enforceable by Writ of Mandamus, to be obtained by the Local Government Board out of Her Majesty's High Court of Justice. A.D. 1877.

10. The powers of borrowing conferred by Article 5 of this Order shall, where the sums borrowed do not exceed three fourths of the purchase money of the lands, works, or other property in the said Article referred to, but not otherwise, be deemed to be distinct from and in addition to the powers of borrowing money for supplying gas and for other purposes conferred on the Local Board by the Public Health Act, 1875.

11. The Local Board may pay out of any rates leviable by them, for the purposes of the Public Health Act, 1875, or out of any moneys received by them for supplying gas, or in the execution of the undertaking authorised by this Order, any sums borrowed by them in pursuance of Article 5 of this Order, and the interest on such sums, and also the amounts required in respect of any sinking fund to be set apart on account of such sums.

12. The Local Board may, on the lands described in the Schedule to this Order annexed, if and when the same shall be acquired by them, maintain, continue, and from time to time construct, erect, maintain, alter, enlarge, repair or renew buildings, retorts, gas holders, receivers, purifiers, meters, engines, apparatus, and works for the manufacture and storing of gas and of coke, coal, tar, pitch, asphaltum, ammoniacal liquor, oil, and other refuse or residual products arising, remaining, produced by or obtained from the manufacture of gas and matters producible therefrom; and they may, subject to the provisions of this Order, make gas and may use or supply the same for lighting the streets, markets, and public buildings, and for other public purposes, and may supply and sell the same for private purposes within their District, and may convert or manufacture coke, coal, tar, pitch, asphaltum, ammoniacal liquor, oil, and all other refuse or residual products arising, remaining, produced by or obtained from the manufacture of gas by them and the materials used therein or producible therefrom, and may sell and dispose of the same at the works and elsewhere.

13. The Local Board shall not manufacture gas or any residual products arising in the manufacture of gas on any land other than that specified in the Schedule to this Order, neither shall they store gas on any land, other than that specified in the said Schedule, which shall be situate within three hundred yards from any dwelling-house existing at the time when they propose to store gas thereon, without the consent in writing of the owner, lessee, and occupier of such dwelling-house.

14. The quality of the gas supplied by the Local Board shall, with respect to its illuminating power, be such as to produce at the testing place herein-after

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A.D. 1877. — mentioned a light equal in intensity to the light produced by fourteen sperm candles of six to the pound.

15. The price to be charged by the Local Board for gas supplied by them to consumers shall not exceed 6s. per 1,000 cubic feet, and so in proportion for any less quantity supplied; provided nevertheless that every odd fraction or 5 portion of 100 cubic feet may be charged for as 100 cubic feet.

16. All gas supplied by the Local Board to any consumer of gas shall be supplied at such pressure as to balance from midnight to sunset a column of water not less than five-tenths of an inch in height, and to balance from sunset to midnight a column of water not less than eight-tenths of an inch in height 10 at the main or as near as may be to the junction therewith of the service pipe supplying such consumer.

17. For the purposes of the Gasworks Clauses Act, 1871, the prescribed testing place shall be the existing testing place of the Penrith Gaslight and Coke Company, Limited, at their gasworks in Penrith, if and when the Local 15 Board shall acquire such gasworks and testing place; and the burner to be used for testing the gas shall be a Sugg's "London" Argand, No. 1, with a six-inch by one-and-three-quarter-inch glass chimney; and if at any time the gas flame tails over the top of the glass, a six-inch by two-inch chimney shall be used.

18. No penalty shall be incurred by the Local Board for insufficiency of 20 pressure, defect of illuminating power, or for excess of impurity in the gas supplied by them, in any case, in respect of which it is proved that such insufficiency, defect, or excess was caused by an unavoidable cause or accident.

19. When the Local Board require money to be deposited by any person with them by way of security for the payment to them of all moneys which may 25 become due to them by such person in respect of any supply of gas, or of the purchase or hire of any meter, the Local Board shall pay interest at the rate of four pounds per centum per annum on every sum of ten shillings so deposited for every six months during which the same remains in their hands.

Provided that the Local Board may, if they think fit, invest any money so 30 deposited with them in any Government security of the United Kingdom, and in that case the Local Board shall pay no higher rate of interest than they themselves receive thereon.

20. If any difference arise between the Local Board and any railway, canal, or other Company, into, over, through, across, or under whose land or works 35 they may at any time have power to carry any mains, pipes, or other works, as to the mode of laying down, repairing, altering, or enlarging such mains, pipes, or other works, or as to the facilities to be afforded by such company for such laying down, repairing, altering, or enlarging, such difference shall, upon the application of the Local Board and the governing body of such Company, be 40 settled by an engineer to be appointed by the Local Government Board, and the costs and expenses of and incidental to such appointment shall be paid by the Local Board and the Company in equal moieties, unless the Local Government Board shall otherwise order.

21. The Local Board shall keep separate accounts of all moneys received and expended in carrying out the provisions of this Order and the undertaking hereby authorised, and if any deficiency occur in carrying on the undertaking authorised by this Order, the same shall be defrayed out of the District Fund and General District Rate of the Local Board ; provided always, that the said District Fund and General District Rate shall not be applicable to meet such deficiency unless all persons supplied with gas by the Local Board have been charged the maximum amount mentioned in Clause 15 of this Order throughout the period during which such deficiency shall have arisen. A.D. 1877.
22. If any surplus of revenue on account of the undertaking hereby authorised remain after payment of all expenses, the same shall be carried to the credit of the District Fund Account of the Local Board ; Provided always that if the price of the gas supplied by the Local Board is at the time of such surplus accruing more than four shillings per 1,000 cubic feet, such surplus shall be applied in reducing the price to be thereafter charged for such gas until it shall be reduced to four shillings per 1,000 cubic feet.

The SCHEDULE above referred to.

- All that close of land (formerly part of a close called Friar Gate Close) situate, lying, and being at Netherend in Penrith aforesaid, containing by admeasurement 2,884 square yards or thereabouts, with the rights, members, and appurtenances thereto, together with the gas works, manufactory, retorts, furnaces, ovens, gasometers, tanks, dwelling-house, buildings, offices, erections, fixtures, weighing machine, and all other machinery and apparatus whatsoever erected, made, and being thereon, commonly called the Penrith Gasworks. And also, all that piece of land adjoining and behind the same, containing by admeasurement 2,842 square yards or thereabouts, recently purchased by the said Penrith Gaslight and Coke Company of the Earl of Lonsdale : all which said premises are now in the possession or under the control or management of the said Penrith Gaslight and Coke Company, Limited, and contain altogether by admeasurement 5,726 square yards, and are bounded on or towards the north-east by lands of the said Earl of Lonsdale, on or towards the south-east by lands of the said Earl, and dwelling-houses and premises of James Graham, on or towards the south-west by the public street called Old London Road, and on or towards the north-west by premises of John Slee, and the lands of the said Earl of Lonsdale.

- Given under the Seal of Office of the Local Government Board, this Twentieth day of April, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF SILSDEN.

Provisional Order under the Gas and Water Works Facilities Act, 1870.

To the Silsden Local Board, being the Sanitary Authority for the Urban Sanitary District of Silsden, in the West Riding of the County of York ; —

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And to all others whom it may concern.

WHEREAS by Section 3 of the Gas and Water Works Facilities Act, 1870, it is enacted that that Act shall apply where powers are required for the purposes of constructing or maintaining and continuing gasworks and works connected therewith, or of manufacturing and supplying gas in any District within which there is not any existing company, corporation, body of commissioners, or person empowered by Act of Parliament to construct such works or to manufacture and supply gas ; and that such purposes shall, for the purposes of that Act, be deemed to be included in the term “ gas undertaking ” ;

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And whereas by Section 4 of the same Act it is enacted that Provisional Orders authorising any gas undertaking under the authority of that Act may be obtained in any District by any company, companies, or person, and that in the construction of that Act the term “ undertakers ” shall be deemed to include any such company, companies, or person ;

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And whereas by the same Act it is further enacted that applications for such Provisional Orders shall be made to, and that such Provisional Orders may be made by, the Board of Trade ;

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And whereas by Section 161 of the Public Health Act, 1875, it is enacted that where there is not any company or person (other than the Urban Sanitary Authority) authorised by or in pursuance of any Act of Parliament or any Order confirmed by Parliament to supply gas for public and private purposes, supplying gas within any part of the District of such Authority, such Authority may themselves undertake to supply gas for such purposes or any of them throughout the whole or any part of their District ; and that where an Urban Sanitary Authority may under the said Public Health Act, themselves undertake to supply gas for the whole or any part of their District, a Provisional Order authorising a gas undertaking may be obtained by such Authority under and subject to the provisions of the said Gas and Water Works Facilities Act, 1870, and any Act amending the same ; and that in the construction of the said Act the term “ undertakers ” shall be deemed to include any such Urban Sanitary Authority, provided that for the purposes of the said Public Health Act, 1875, the Local Government Board shall throughout the said Gas and Water Works Facilities Act, 1870, be deemed to be substituted for the Board of Trade ;

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And whereas by Section 40 of the Kildwick Parish Gas Act, 1876, it is enacted that for the purpose of Section 161 of the Public Health Act, 1875,

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the District of the Silsden Local Board shall be deemed to be a District in A.D. 1877. which there is not any company or person (other than the Urban Authority), authorised by or in pursuance of any Act of Parliament to supply gas within such District ;

- 5 And whereas the Silsden Local Board (herein-after called the Local Board) being the Sanitary Authority for the Urban Sanitary District of Silsden, in the West Riding of the County of York, and being, under the Public Health Act, 1875, and the Kildwick Parish Gas Act, 1876, themselves empowered to supply gas for the whole or any part of their District, applied to the Local Government
10 Board to issue a Provisional Order authorising them to purchase and supply gas within the limits herein-after mentioned, and duly complied with the provisions of the said Gas and Water Works Facilities Act, 1870, with respect to the service of notices, publication of advertisements, and deposit of documents ;
- 15 And whereas the Local Government Board, on receipt of such application, caused public inquiry to be held in the District of the Local Board on the subject thereof, and the same was held, after due notice, and report has been made to them thereon, in accordance with the provisions of Section 13 of the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873 ;
- 20 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect ; viz. :—

1. This Order may be cited as the Silsden Gas Order, 1877.
- 25 2. The Local Board shall, in relation to the purposes of this Order, exercise and be subject to all the provisions of the Public Health Act, 1875 ; and the provisions of the Gasworks Clauses Act, 1847 [except Sections 30 to 38, both inclusive, and Sections 45, 46, and 47], and of the Gasworks Clauses Act, 1871 [except Sections 12, 24, 28, 29, 32, and 35, and Schedule B. thereof], are
30 hereby incorporated with this Order, except where the same are expressly varied thereby.

3. The several words and expressions to which, by the Acts, in whole or in part, incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned, have in this Order the same respective
35 meanings.

4. The limits within which the provisions of this Order shall be in force and have effect shall be the District of the Local Board.

5. The Local Board may contract with any Company, Individual, Firm, or Public Body, for the purchase of gas in bulk, and may sell gas, and may erect
40 and provide all necessary works and apparatus for storing, distributing, and supplying gas.

Provided that nothing contained in this Order or in any agreement to be made under or in pursuance hereof shall in any way prejudice or affect a certain Memorandum of Agreement, bearing date the Twenty-sixth day of April, One
45 thousand eight hundred and seventy-six, made between William Clough and

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A.D. 1877. Eli Milnes of the one part, and the Local Board for the District of Silsden of the other part, which Memorandum of Agreement is set out in the Second Schedule to the Kildwick Parish Gas Act, 1876.

6. The Local Board may, from time to time, purchase by agreement, and may hold, for any of the purposes of this Order, any land not exceeding three 5 acres.

Provided that the Local Board shall not store gas on any land which shall be situate within three hundred yards from any dwelling-house existing at the time when they propose to store gas thereon, without the consent in writing of the owner, lessee, and occupier of such dwelling-house. 10

7. The price to be charged by the Local Board for gas supplied by them to consumers shall not exceed 6s. per 1,000 cubic feet, and so in proportion for any less quantity supplied; provided nevertheless that every odd fraction or portion of 100 cubic feet may be charged for as 100 cubic feet.

8. The gas supplied by the Local Board shall, with respect to its quality, 15 illuminating power, pressure, and purity, be equal to the gas supplied to the Local Board.

9. No penalty shall be incurred by the Local Board for insufficiency of pressure, defect of illuminating power, or for excess of impurity in the gas supplied by them, in any case, in respect of which it is proved that such 20 insufficiency, defect, or excess resulted from some cause or accident unavoidable as regards the Local Board.

10. When the Local Board require money to be deposited with them by any person by way of security for the payment to them of all moneys which may become due to them by such person in respect of any supply of gas, or of the 25 purchase or hire of any meter, the Local Board shall pay interest at the rate of four pounds per centum per annum on every sum of ten shillings so deposited for every six months during which the same remains in their hands.

Provided that the Local Board may, if they think fit, invest any money so deposited with them in any Government security of the United Kingdom, and 30 in that case the Local Board shall pay no higher rate of interest than they themselves receive thereon.

11. If any difference arise between the Local Board and any railway, canal, or other company, whose lands or works they have power to cross under the authority of this Order, for the purpose of meeting the demands for gas within 35 their District, as to the mode of laying down, repairing, altering, or enlarging their pipes, or as to the facilities to be afforded for the same, the same shall, upon the application of the Local Board or the Governing Body of such Company, be settled by an engineer to be appointed by the Local Government Board, and the costs and expenses of and incidental to such appointment shall 40 be paid by the Sanitary Authority and the Company in equal moieties, unless the Local Government Board shall otherwise order.

12. The Local Board shall keep separate accounts of all moneys received and expended for the purpose of or in carrying out the provisions of this Order and the undertaking hereby authorised, and if any deficiency occur in carrying on 45

the undertaking authorised by this Order, the same shall be defrayed out of the District Fund and General District Rate of the Local Board. A.D. 1877.

Provided that the said District Fund and General District Rate shall not be applicable to meet such deficiency unless all persons supplied with gas by the Local Board have been charged the maximum amount mentioned in Clause 8 of this Order throughout the period during which such deficiency shall have arisen.

13. If any surplus of revenue on account of the undertaking hereby authorised remain after payment of all expenses, the same shall be carried to the credit of the District Fund Account of the Local Board.

Provided, that if the price of the gas supplied by the Local Board is at the time of such surplus accruing more than four shillings per 1,000 cubic feet, such surplus shall be applied in reducing the price to be thereafter charged for such gas until it shall be reduced to four shillings per 1,000 cubic feet.

15 Given under the Seal of Office of the Local Government Board, this Twentieth day of April, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

20 LOCAL GOVERNMENT DISTRICT OF YNYSYCNHAIARN.

Provisional Order under the Gas and Water Works Facilities Act, 1870.

To the Ynyscynhaiarn Local Board, being the Sanitary Authority for the Urban Sanitary District of Ynyscynhaiarn, in County of Carnarvon; —

25 And to all others whom it may concern.

WHEREAS by Section 3 of the Gas and Water Works Facilities Act, 1870, it is enacted that that Act shall apply where powers are required for the purposes of constructing or maintaining and continuing gasworks and works connected therewith, or of manufacturing and supplying gas in any District within which there is not any existing company, corporation, body of commissioners, or person empowered by Act of Parliament to construct such works or to manufacture and supply gas; and that such purposes shall, for the purposes of that Act, be deemed to be included in the term “gas undertaking”;

35 And whereas by Section 4 of the same Act it is enacted that Provisional Orders authorising any gas undertaking under the authority of that Act may be obtained in any District by any company, companies, or person, and that in the construction of that Act the term “undertaker” shall be deemed to include any such company, companies, or person;

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A.D. 1877. And whereas by the same Act it is further enacted that applications for such Provisional Orders shall be made to, and that such Provisional Orders may be made by, the Board of Trade :

And whereas by Section 161 of the Public Health Act, 1875, it is enacted that where there is not any company or person (other than the Urban Sanitary Authority) authorised by or in pursuance of any Act of Parliament or any Order confirmed by Parliament to supply gas for public and private purposes supplying gas within any part of the District of such Authority, such Authority may themselves undertake to supply gas for such purposes or any of them throughout the whole or any part of their District; and that where an Urban Sanitary Authority may under the said Public Health Act, 1875, themselves undertake to supply gas for the whole or any part of their District, a Provisional Order authorising a gas undertaking may be obtained by such Authority under and subject to the provisions of the said Gas and Water Works Facilities Act, 1870, and any Act amending the same; and that in the construction of the said Act the term "undertakers" shall be deemed to include any such Urban Sanitary Authority, provided that for the purposes of the said Public Health Act, 1875, the Local Government Board shall throughout the said Gas and Water Works Facilities Act, 1870, be deemed to be substituted for the Board of Trade ;

And whereas by Section 162 of the last-mentioned Act, it is also enacted that for the purpose of supplying gas within their District or any part thereof, either for public or private purposes, any Urban Sanitary Authority may (with the sanction of the Local Government Board) buy, and the directors of any gas company, in pursuance, in the case of a company registered under the Companies Act, 1862, of a special resolution of the members passed in manner provided by that Act, and in the case of any other company, of a resolution passed by a majority of three-fourths in number and value of the members present, either personally or by proxy, at a meeting specially convened with notice of the business to be transacted, may sell and transfer to such authority, on such terms as may be agreed on between such Authority and the company, all the rights, powers, and privileges and all or any of the lands, premises, works, and other property of the company, but subject to all liabilities attached to the same at the time of such purchase.

And whereas the Ynyscynhaiarn Local Board (herein-after called the Local Board) being the Sanitary Authority for the Urban Sanitary District of Ynyscynhaiarn, in the County of Carnarvon, have (subject to the sanction of the Local Government Board) agreed to buy, and the directors of the Portmadoc Gas Company (Limited) have, in pursuance of a special resolution of the members passed in manner provided by the Companies Act, 1862, agreed to sell and transfer to the said Local Board all the rights, powers, and privileges, and all lands and premises, works, and other property of the said Company (herein-after called "the undertaking of the Company");

And whereas the Local Board being, under the Public Health Act, 1875, themselves empowered to supply gas for the whole or any part of their

District, have applied to the Local Government Board to issue a Provisional Order authorising them to maintain and continue, if and when the same shall be acquired by them, the gasworks of the said gas company, not being a company authorised by or in pursuance of any Act of Parliament, or any Order confirmed by Parliament, to supply gas for public and private purposes, and to construct other gasworks, and manufacture and supply gas, and to borrow money for those purposes, and duly complied with the provisions of the said Gas and Water Works Facilities Act, 1870, with respect to the service of notices, publication of advertisements, and deposit of documents; A.D. 1877.

5 And whereas the Local Government Board, on receipt of such application, caused public inquiry to be held in the District of the Local Board on the subject thereof, and the same was held, after due notice, and report has been made thereon, in accordance with the provisions of Section 13 of the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873 :

10 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect; viz. :—

15 1. This Order may be cited as the Ynyscynhaiarn Gas Order, 1877.

20 2. The Local Board shall in relation to the purposes of this Order, exercise and be subject to all the provisions of the Public Health Act, 1875; and the provisions of the Gasworks Clauses Act, 1847 [except Sections 30 to 38, both inclusive, and Sections 41, 43, 45, 46, and 47 thereof], and of the Gasworks Clauses Act, 1871 [except Sections 24 to 27, both inclusive, Sections 29 and 35, and Schedule B. thereof], are hereby incorporated with this Order, except
25 where the same are expressly varied thereby; and the said provisions of the said Gasworks Clauses Acts shall apply as well to any mains, pipes, or works which may at any time be acquired by the Local Board under or by virtue of the Public Health Act, 1875, as to any mains, pipes, or works which may be
30 laid down or constructed under the authority of this Order.

3. The several words and expressions to which, by the Acts, in whole or in part, incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned, have in this Order the same respective meanings.

35 4. The limits within which the provisions of this Order shall be in force and have effect shall be the District of the Local Board.

5. The sale and purchase of the undertaking of the Company shall, when such purchase by the Local Board has been sanctioned by the Local Government Board, be witnessed by a deed of transfer, duly stamped (truly stating the consideration), and when the same has been executed by the said Company, and
40 when the receipt for the amount of the consideration has been signed by the directors or any three of the directors of the said Company, then such undertaking shall by virtue thereof and of this Act be absolutely vested in the Local Board, and they shall, subject to the provisions of this Order, have absolute
45 control of such undertaking.

A.D. 1877.

6. The Local Board may on the lands described in the Schedule to this Order, when the same have been acquired by them, maintain and continue and from time to time alter and enlarge retorts, gasholders, receivers, purifiers, meters, apparatus and works for the manufacture and storage of gas and of coke and other residual products obtained in the manufacture of gas, and matters producible therefrom; and they may, subject to the provisions of this Order, make gas and supply and sell the same within their District, and may manufacture coal tar, coke, pitch, asphaltum, and ammoniacal liquor, oil, and all other residual products obtained in the manufacture of gas and producible therefrom, and may sell and dispose of the same at the works and elsewhere. 10

7. The Local Board shall not manufacture gas or any residual products arising in the manufacture of gas on any land other than that specified in the Schedule to this Order, neither shall they store gas on any land, other than that specified in the said Schedule, which shall be situate within three hundred yards from any dwelling-house existing at the time when they propose to store gas thereon, without the consent in writing of the owner, lessee, and occupier of such dwelling-house. 15

8. If any difference arise between the Local Board and any railway, canal, or other Company, into, over, through, across, or under whose land or works they may at any time have power to carry any mains, pipes, or other works, as to the mode of laying down, repairing, altering, or enlarging such mains, pipes, or other works, or as to the facilities to be afforded by such Company for such laying down, repairing, altering, or enlarging, such difference shall, upon the application of the Local Board and the governing body of such Company, be settled by an engineer to be appointed by the Local Government Board, and the costs and expenses of and incidental to such appointment shall be paid by the Local Board and the Company in equal moieties, unless the Local Government Board shall otherwise order. 20 25

9. The quality of gas supplied by the Local Board shall, with respect to its illuminating power, be such as to produce a light equal in intensity to the light produced by fourteen sperm candles of six to the pound, and shall in all respects be in accordance with the provisions of the Gasworks Clauses Act, 1871. 30

10. The Local Board shall, before supplying gas under the authority of this Order, provide and maintain a suitable photometer and other necessary appliances for the purpose of testing the quality of the gas, and shall at all times keep the same in proper order and repair. 35

11. The price to be charged by the Local Board for gas supplied by them to consumers shall not exceed 8s. 6d. per 1,000 cubic feet, and so in proportion for any less quantity supplied; provided nevertheless that every odd fraction or portion of 100 cubic feet may be charged for as 100 cubic feet. 40

12. All gas supplied by the Local Board to any consumer of gas shall be supplied at such pressure as to balance from midnight to sunset a column of water not less than six-tenths of an inch in height, and to balance from sunset to midnight a column of water not less than eight-tenths of an inch in height

at the main or as near as may be to the junction therewith of the service pipe supplying such consumer. A.D. 1877.

13. The Local Board shall, before supplying gas under the authority of this Order, cause to be provided at their works a testing-place, with apparatus
5 therein, according to the provisions of the Gasworks Clauses Act, 1871, and the burner to be used for testing the gas shall be a Sugg's London Argand, No. 1, with a six-inch by one-and-three-quarter-inch glass chimney, and if at any time the gas-flame tails over the top of the glass, a six-inch by two-inch chimney shall be used; and any gas examiner appointed under the
10 Gasworks Clauses Act, 1871, for the purposes of this Order, may from time to time, subject to the terms of his appointment, at such testing-place or elsewhere, as and when he thinks fit, test the pressure at which the gas is supplied, and for that purpose may open any street, road, passage, or place vested in or under the control of any local or road authority.

15 14. The Local Board may borrow and re-borrow any money upon the security of the Gas Rate herein provided for, the District Fund or General District Rate, and of any lands, works, or other property, of which they shall be at any time possessed, or on any one or more of such securities, for the purposes of the undertaking authorised by this Order, the sanction of the Local
20 Government Board being previously obtained to every sum so to be borrowed, and may mortgage such lands, works, or other property to any person or persons advancing such moneys, in the same manner in all respects as if they were the absolute owner, both at law and in equity, of the lands, works, or other property so mortgaged. The moneys so borrowed shall be applied for the
25 purposes of the said undertaking, but it shall not be any way incumbent on any mortgagee to see to the application of such moneys, nor shall he be responsible for any misapplication thereof.

15. For the purposes of such loans the provisions of the Local Loans Act, 1875, except the power of creating Debenture Stock, shall be available to the
30 Local Board.

16. Any money borrowed by the Local Board under the provisions of this Order, or otherwise for the purposes of the said undertaking, whether secured by such mortgage or in any other manner, shall be repaid within such period, not exceeding sixty years, as the Local Board, with the sanction of the Local
35 Government Board, shall determine; and, subject as aforesaid, the Local Board shall either pay off the moneys so borrowed by equal annual instalments of principal or of principal and interest, or they shall in every year set apart as a sinking fund, and accumulate in the way of compound interest by investing the same in the purchase of Exchequer bills or other government securities, such
40 sum as will, according to a reasonable calculation for the time being, with accumulations in the way of compound interest, be sufficient, after payment of all expenses, to pay off the moneys so borrowed within the period sanctioned.

17. The Local Board may at any time apply the whole or any part of such sinking fund as aforesaid in or towards the discharge of the moneys for the
45 repayment of which the fund has been established: Provided that they pay into

A.D. 1877. the fund in each year and accumulate until the whole of the moneys borrowed are discharged, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied.

18. The Treasurer of the Local Board shall, within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund, or to be paid as an instalment in respect of moneys borrowed on mortgage under the provisions of this Order, transmit to the Local Government Board a return, in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amounts which have been paid as instalments, and the amount which has been invested or applied for the purpose of such sinking fund during the year next preceding the making of such return, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the amounts paid as instalments, or of the sinking fund or investment, or of the interest which may have accumulated thereon, has been applied during the same period, and the total amount, if any, remaining invested at the end of the year.

19. If it appears to the Local Government Board by that return, or otherwise, that the Local Board have failed to pay by way of instalment or to set apart the sum required for the sinking fund, or have applied any portion of the money set apart for the sinking fund, or of the interest which may have accumulated thereon, to any purposes other than those authorised, they may after hearing the Local Board, if desirous of being heard, by order, direct that a sum not exceeding double the amount in respect of which default has been made shall be paid, set apart and invested, or applied as part of the sinking fund; and any such Order shall be enforceable by Writ of Mandamus, to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

20. The Local Board shall keep a separate account of all their receipts, credits, payments, and liabilities in and about the execution of this Order, and from or on account of gas undertaking hereby authorised, to be called "the gas account," which account shall be subject to the same provisions as to audit, examination, report, inspection, copies, and extracts, and production of vouchers as other accounts of the Local Board.

21. All moneys from time to time received by the Local Board by way of revenue under this Order shall be applied for the following purposes:—

First. In payment of the gas establishment charges, that is to say, of the expenses properly chargeable to revenue of establishing, conducting, managing, and maintaining the gasworks, and works connecting therewith;

Secondly. In payment of the interest on the moneys borrowed for the purposes of this Order;

Thirdly. In providing for the discharge of any moneys borrowed under the authority of this Order in accordance with the provisions in that behalf of this Order, or of the Local Loans Act, 1875, according as such moneys have been secured by mortgage under this Order or in manner prescribed

by the Local Loans Act, 1875, and the balance (if any) shall be carried to the district fund, but no balance shall be so carried to the district fund in any year in which the price charged for gas exceeds four shillings per one thousand cubic feet. A.D. 1877.

- 5 22. The Local Board shall keep separate records of the quantities of gas supplied to private consumers and for public lighting respectively, and for the purpose of ascertaining the quantity of gas supplied for public lighting, shall provide and maintain meters for the public street lamps in the proportion of not less than one meter for every twelve lamps. Separate accounts of the cost of the public and private lighting shall be kept by the Local Board, and the price charged for gas for each purpose shall be the same.

- 15 23. In case the revenue of the Local Board, from the gas undertaking, shall in any year be insufficient for the payment of the moneys payable in respect of the same and chargeable on revenue, the Local Board may in such year, according to the powers and provisions of the Public Health Act, 1875, make and levy a general district rate, to be called "the gasworks rate," for defraying the charges and expenses of carrying this Order into execution, but such rate, or any part thereof, shall not be levied in any year in which the charge for gas is less than the maximum price mentioned in Article 11. of this Order.

- 20 24. For the purpose of diminishing the expenses of assessing, making, levying, and collecting the gasworks rate under this Order, the Local Board may include the same in any general district rate under the Public Health Act, 1875, and may make, levy, collect, and recover such gasworks rate as part of any such general district rate.

- 25 25. Any rate made by the Local Board under this Order may, if they think fit, be of such amount as in their judgment will be sufficient to raise not only the sum or sums in respect of which the rate is made, but also such a sum as will meet the expenses of what is, in their judgment, a due proportion of the expenses incurred in and about the making and recovering the rate.

- 30 26. No penalty shall be incurred by the Local Board for insufficiency of pressure, defect of illuminating power, or for excess of impurity, in the gas supplied by them in any case in respect of which it is proved that such insufficiency, defect, or excess was caused by an unavoidable cause or accident.

- 35 27. When the Local Board require money to be deposited by any person by way of security for the payment to them of all moneys which may become due to them by such person in respect of any supply of gas, or of the purchase or hire of any meter, the Local Board shall pay interest at the rate of four pounds per centum per annum on every sum of ten shillings deposited by way of such security for every six months during which the same remains in their hands.

- 40 Provided that the Local Board may, if they think fit, invest any money so deposited with them in any Government security of the United Kingdom, and in that case the Local Board shall pay no higher rate of interest than they themselves receive thereon.

- 45 28. Nothing in this Order contained shall alter, vary, or affect any contract or agreement duly made, or any liability incurred, before the passing of the

A.D. 1877. Act confirming this Order, with respect to the gasworks of, or the supply of gas by, the Local Board.

The SCHEDULE above referred to.

A plot of land containing 1,301 square yards, or thereabouts, situate at Portmadoc, in the county of Carnarvon, bounded on the north-west side thereof by the 5 public highway or road called Snowdon Street, leading to the new embankment and Traeth, and on all other sides thereof by the Portmadoc Inner Harbour.

Given under the Seal of Office of the Local Government Board, this Eighteenth day of April, in the year one thousand eight hundred and seventy-seven.

10

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

**Local Government
(Gas) Provisional
Orders (Penrith, &c.)**

A

B I L L

To confirm certain Provisional Orders of the Local Government Board under the Provisions of the Gas and Water Works Facilities Act, 1870, and the Public Health Act, 1875, relating to the Local Government Districts of Penrith, Silsden, and Ynyscynhaearn.

*(Prepared and brought in by
Mr. Salt and Mr. Sclater-Booth).*

*Ordered, by The House of Commons, to be Printed,
2 May 1877.*

[Bill 156.]

Under 3 oz.

A
B I L L

TO

Confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Altrincham Union, the Local Government Districts of Blaydon and Brandon and Byshottles, the Boroughs of Nottingham and Stoke-upon-Trent, the Local Government Districts of Tong Street and Torquay, and the City of Winchester. A.D. 1877.

WHEREAS the Local Government Board have, as regards the districts herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875:

5 And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and
10 by the authority of the same, as follows:

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in schedule confirmed.

15 2. This Act may be cited as The Local Government Board's Provisional Orders Confirmation (Altrincham, &c.) Act, 1877. Short title.

A.D. 1877.

SCHEDULE.

RURAL SANITARY DISTRICT OF THE ALTRINCHAM UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Altrincham Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Guardians of the Poor of the Altrincham Union, in the County of Chester, being the Sanitary Authority for the Rural Sanitary District of that Union ; —

And to all others whom it may concern.

10

WHEREAS the Guardians of the Poor of the Altrincham Union, in the County of Chester, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take certain lands and premises, which are described in the Schedule hereto, for the purpose of constructing certain works for the drainage and distribution of the sewage of the Township of Hale and the Township of Fulshaw, and the parts of the Townships of Bollin Fee and Pownall Fee which are situate in the said District ;

15

And whereas the said Sanitary Authority made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and presented two petitions to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement ;

20

And whereas, upon receipt of such petitions, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and inquiry was held after due public notice, and report has been made to them thereon :

25

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

30

35

The SCHEDULE above referred to.
In the County of Chester.

A.D. 1877.

Description.	Owners.	Occupiers.
Township of HALE.		
5 7 acres, 1 rood, 28 perches, or thereabouts, of land forming part of Bank Hall Farm.	Matthew Fowden	James Worthington.
Township of POWNALL FEE.		
14 acres, or thereabouts, of land forming part of Pownall Hall Estate.	Thomas Hobson	James Warburton.

10 Given under the Seal of Office of the Local Government Board, this Fourteenth day of March, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.

THOS. SALT, Secretary.

15 **LOCAL GOVERNMENT DISTRICT OF BLAYDON.**

Provisional Order for extending the Blaydon Local Government District, and for other purposes.

- To the Blaydon Local Board, being the Sanitary Authority for the Urban Sanitary District of Blaydon, in the County of Durham ;—
- 20 To the Guardians of the Poor of the Gateshead Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ;—
- To the Inhabitants of the Township of Chopwell, in the said Rural Sanitary District ;—
- 25 And to all others whom it may concern.

WHEREAS the Local Government District of Blaydon, in the County of Durham, is an Urban Sanitary District, of which the Blaydon Local Board are the Urban Sanitary Authority ;

30 And whereas the Township of Chopwell, in the said County, is situate in that part of the Rural Sanitary District of the Gateshead Union which immediately adjoins the Local Government District of Blaydon ;

And whereas by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is

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A.D. 1877. enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order;

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under 5 Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order); that from and after the commencement of the Order all the powers, rights, duties, capacities, liabilities, obligations, and property which under that Act are exercisable by or attaching to or vested in 10 the Sanitary Authority having, under that Act, jurisdiction in any District or part of a District which is by such Order included in some other District, shall (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District, and that any Order made in pursuance of that part of the Act may, if necessary, provide for 15 the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are to be paid, and the mode of raising such moneys; and that where any Local 20 Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered;

And whereas the Local Government Board proposed to issue a Provisional Order to include that part of the Rural Sanitary District of the Gateshead 25 Union which comprised the Township of Chopwell in the Local Government District of Blaydon, and accordingly directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the 30 powers given by the Statutes in that behalf, do hereby Declare that All that part of the Rural Sanitary District of the Gateshead Union which comprises the Township of Chopwell shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of, the Local Government District of Blaydon. 35

And We do hereby Order as follows; viz.—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Blaydon Local Board shall, from and after the said Twenty-ninth day of September, be and remain the 40 same as before the date of this Order.

III. The Blaydon Local Government District as hereby extended shall, for the purposes of the election of the Blaydon Local Board, be divided into two Wards, which shall be termed respectively the Blaydon Ward and the 45 Chopwell Ward.

IV. The Blaydon Ward shall consist of so much of the said District hereby extended as comprised the Blaydon Local Government District before the said Twenty-ninth day of September, and the Chopwell Ward shall consist of the remainder of the said District. A.D. 1877.

5 V. Three persons, who shall have the qualification required by the law in force for the time being for the election of members of Local Boards, shall be elected as members of the said Local Board by the persons qualified to vote in the Chopwell Ward.

10 VI. For the purposes of the election for such last-mentioned Ward, the Chairman of the said Local Board, or some other person to be appointed by the said Local Board in accordance with the provisions of Rule 33 of Schedule II. of the Public Health Act, 1875, shall be the Returning Officer.

15 Such election shall be conducted in accordance with the Rules, excepting Rule 55, contained in the said Schedule, as if it were the first election of a Local Board constituted after the passing of that Act, and the members then elected shall come into office on the day on which the first meeting of the said Local Board shall be held after the Returning Officer shall have made his certificate of election in accordance with Rules 42 or 52, as the case may require, of the said Schedule, and such members shall continue in office until
20 the days herein-after fixed for their retirement.

Provided, that the Returning Officer shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be
25 taken.

VII. The three members elected for the Chopwell Ward shall go out of office in the following order; viz., one (to be selected by the Local Board by lot) on the Fifteenth day of April, one thousand eight hundred and seventy-nine, one of the remaining two (to be selected in like manner) on the Fifteenth
30 day of April, one thousand eight hundred and eighty, and the remaining one on the Fifteenth day of April, one thousand eight hundred and eighty-one; and at each of the annual elections immediately preceding such dates respectively, a person shall be elected in manner provided by the said Schedule to supply the vacancy caused by such retirement.

35 VIII. Any casual vacancy in the places of the three members representing the Chopwell Ward which may occur prior to the said Fifteenth day of April, one thousand eight hundred and eighty-one, shall be filled up like casual vacancies in the places of other members of the Local Board.

IX. The places of three of the fifteen members representing the said Local
40 Board on the said Twenty-ninth day of September shall become vacant on the day on which the three members to be elected represent the Chopwell Ward come into office, and shall not be filled up. One of the members who, but for this Order, would have gone out of office on the Fifteenth day of April, One thousand eight hundred and seventy-eight, one of those who would have
45 gone out of office on the Fifteenth day of April, One thousand eight hundred

A.D. 1877. — and seventy-nine, and one of those who would have gone out of office on the Fifteenth day of April, One thousand eight hundred and eighty, shall go out of office on the said Twenty-ninth day of September, and the Local Board shall select such members by ballot.

X. The twelve remaining members representing the said Local Board on the day last aforesaid shall, from and after that day, represent the Blaydon Ward as hereby constituted.

Given under the Seal of Office of the Local Government Board, this
Twenty-fourth day of April, in the year One thousand eight
hundred and seventy-seven.

G. SOLATER-BOOTH, President.

JOHN LAMBERT, Secretary.

(L.S.)

LOCAL GOVERNMENT DISTRICT OF BRANDON AND BYSHOTTLES.

Provisional Order for constituting the Brandon and Byshottles Local Government District.

To the Guardians of the Poor of the Durham Union, in the County of Durham, being the Sanitary Authority for the Rural Sanitary District of that Union; —

To the Inhabitants of the Township of Brandon and Byshottles, in the said Rural Sanitary District; —

And to all others whom it may concern.

WHEREAS by Section 271 of the Public Health Act, 1875, it is enacted that the Local Government Board may, by Provisional Order, declare any Rural Sanitary District, or any portion of any Rural Sanitary District or Districts, to be a Local Government District, and that, from and after the commencement of the Order, the District or portion of the District or Districts therein referred to shall become a Local Government District, and shall be subject to the jurisdiction of a Local Board, to be elected in manner provided by Schedule II. to that Act;

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 271 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order);

And whereas the Township of Brandon and Byshottles, in the County of Durham, forms part of the Rural Sanitary District of the Durham Union, and the Guardians of the Poor of the said Union, as the Rural Sanitary Authority for the said Rural Sanitary District, have applied to the Local Government Board to declare the portion of the said Township herein-after described to be a Local Government District;

[40 VIOT.] *Local Government Provisional Orders*
(*Altrincham, &c.*)

7

And whereas the Local Government Board directed Local Inquiry to be held on the subject of such application, and the same was held, after due public notice, and report has been made to them thereon : A.D. 1877.

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all that portion of the Rural Sanitary District of the Durham Union which comprises the Township of Brandon and Byshottles, except that detached portion of the said Township which lies to the south of the Wolsingham Road, and contains 157·072 acres or thereabouts, shall be and is hereby constituted a Local Government District, under the name of the Brandon and Byshottles District.

And We do Order as follows ; viz.,—

I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II. Nine persons, who shall have the qualification prescribed by the law in force for the time being with regard to the election of members of a Local Board, shall be elected as members of the Local Board for the Brandon and Byshottles District.

III. The election of members for the said Local Board shall be conducted in accordance with the rules contained in Schedule II. to the Public Health Act, 1875. Provided, that the Returning Officer, when duly appointed, shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

IV. The said Local Government District shall, for the purposes of the election of the Brandon and Byshottles Local Board be divided into three wards, which shall be termed the East Ward, the Centre Ward, and the West Ward respectively, and shall comprise the several areas described in Part II. of the Schedule to this Order.

V. Three members of the said Local Board shall be elected for each of the said Wards by the persons qualified to vote in the said Wards respectively.

The SCHEDULE above referred to.

THE EAST WARD shall comprise so much of the Township of Brandon and Byshottles as lies to the south and east of the westerly boundary fence of the Bishop Auckland Branch of the North Eastern Railway.

THE CENTRE WARD shall comprise so much of the said Township as lies between the westerly boundary of the East Ward and the easterly boundary of the West Ward.

THE WEST WARD shall comprise so much of the said Township as lies on the west side of a boundary line commencing at the point of junction of the northern boundary of the Township at the Foot Bridge over the river Deerness with the road leading to Flass Hall, and passing in a south-westerly direction along the centre of a footpath leading through the Rag Path Wood to the Old Quarry ;

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A.D. 1877.

thence southerly along the centre of an occupation road as far as a boundary stone marked B. S. I. D. C. No. 2, and by a boundary stone marked B. S. I. D. C. No. 1, on the Roman Road, described on the 6-inch Ordnance Map as Watling Street ; thence along the centre of such Roman Road to Brandon Lane near the Old Pit Shaft, on the north side of such lane ; thence easterly along the centre of such lane to Tally-ho Gate at Pit House Plantation on the southern boundary line of the said Township. 5

Given under the Seal of Office of the Local Government Board, this
Nineteenth day of April, in the year One thousand eight
hundred and seventy-seven. 10

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

BOROUGH OF NOTTINGHAM.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Nottingham to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869. 15

To the Mayor, Aldermen, and Burgesses of the Borough of Nottingham, in the Town and County of the Town of Nottingham, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern. 20

WHEREAS by Section 45 of the Nottingham Improvement Act, 1874, the Mayor, Aldermen, and Burgesses of the Borough of Nottingham, in the Town and County of the Town of Nottingham, are empowered, for the purpose of opening a close or ill-ventilated court or other place, from time to time to take by agreement any building, and remove the same, and execute all consequent works, making compensation to owners and occupiers for any injury sustained by them by reason or in consequence of the execution of the powers of that Section ; 25

And whereas by Section 104 of the same Act it is enacted that the regulations of Section 75 of the Local Government Act, 1858, shall be observed with respect to the purchase of lands by the said Mayor, Aldermen, and Burgesses, and shall apply and have effect as if the purposes of that Act or of any other Act in force in the Borough were purposes of the Local Government Act, 1858 ; 30

And whereas the said Mayor, Aldermen, and Burgesses, acting by the Council, being the Sanitary Authority for the Urban Sanitary District of that Borough, require to purchase and take certain buildings, lands, and premises which are described in the Schedule hereto, for the purpose of opening a close and ill-ventilated court or place called " Tilley's Yard," in the said Borough, under the authority of the said Nottingham Improvement Act, 1874 ; 35 40

And whereas by Section 313 of the Public Health Act, 1875, it is enacted that where in any Act in force at the time of the passing of that Act any

provisions of any of the Sanitary Acts which are repealed by that Act are mentioned or referred to, such Act shall be read as if the provisions of the said Public Health Act, 1875, applicable to purposes the same as or similar to those of the repealed provisions, were therein-mentioned or referred to instead of such repealed provisions, and were substituted for the same ;

A.D. 1877.

And whereas the Local Government Act, 1858, formed one of the Sanitary Acts, and was wholly repealed by Section 340 of the said Public Health Act, 1875 ;

And whereas the Council of the said Borough have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said buildings, lands, and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas, upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held in the Borough, as to the propriety of assenting to the prayer of the said Petition, and the same was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the buildings, lands, and premises which are described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Nos. on deposited Plan.	Description of the buildings, lands, and premises.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier or Occupiers.
1	Common passage, privies, and ash-pit.	William Tilley	- - - -	Roberts Jackson, Frederick Walker, Catherine Aldridge, John Foster, William Lambert, Jane Horsley, John Nelson, Tamar Weatherall, and John Guy.
2	Privy	Ditto	- - - -	John Guy.
3	Common privy	Ditto	- - - -	William Lambert, John Nelson, Jane Horsley, and Tamar Weatherall.
4	Common privy	Ditto	- - - -	Catherine Aldridge, John Foster, William Lambert, and Jane Horsley.
5	Privy	Ditto	- - - -	Disused.

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Nos. on deposited Plan.	Description of the buildings, lands, and premises.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier or Occupiers.	
6	Common ashpit -	William Tilley -	- - -	Roberts Jackson, Frederick Walker, Catherine Aldridge, John Foster, William Lambert, Jane Horsley, John Nelson, Tamar Weatherall, and John Guy.	5
7	Common privy -	Ditto -	- - -	Roberts Jackson, Frederick Walker, and Catherine Aldridge.	10
8	Privy - -	Ditto -	- -	Disused.	
9	Common coal place	Ditto -	- - -	Roberts Jackson, Frederick Walker, Catherine Aldridge, John Foster, William Lambert, Jane Horsley, John Nelson, Tamar Weatherall, and John Guy.	15
10	House - -	Ditto -	- - -	Tamar Weatherall.	20

Given under the Seal of Office of the Local Government Board, this
Seventeenth day of April, in the year One thousand eight
hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.

THOS. SALT, Secretary.

25

BOROUGH OF STOKE-UPON-TRENT.

Provisional Order for altering the mode of defraying the Expenses of the Urban Sanitary Authority.

To the Mayor, Aldermen, and Burgesses of the Borough of Stoke-upon-Trent, in the County of Stafford, being the Urban Sanitary Authority 30
for that Borough ; —

And to all others whom it may concern.

WHEREAS by Section 208 of the Public Health Act, 1875, it is enacted that where at the time of the passing of that Act the expenses incurred by an Urban Sanitary Authority for sanitary purposes are payable otherwise than 35
in the manner provided by the Local Government Acts, the Local Government Board may, on the application of such Authority, or of any ten persons rated to the relief of the Poor within the District, declare by Provisional Order that the expenses of such Authority incurred in the execution of that Act shall be defrayed out of a District Fund and General District Rate to be levied by them 40
under that Act, subject to the provisions of that Act with respect to the mode of defraying in certain cases the expenses of the repair of highways ;

And whereas the Borough of Stoke-upon-Trent, in the County of Stafford, is an Urban Sanitary District, of which the Mayor, Aldermen; and Burgesses, acting by the Council, are the Urban Sanitary Authority ;

And whereas the expenses incurred by the said Urban Sanitary Authority for sanitary purposes, at the time of the passing of the above-recited Act, were not payable in the manner provided by the Local Government Acts, and the Local Government Board have received an application from more than ten persons who are rated to the relief of the Poor within the said Urban Sanitary District, praying them to declare by Provisional Order that the expenses of such Authority incurred in the execution of the above-recited Act should be defrayed as herein-after mentioned ;

And whereas upon receipt of such application the Local Government Board directed a Local Inquiry to be held on the subject, and the same was held, after due notice thereof, and a report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the Twenty-ninth day of September, One thousand eight hundred and seventy-seven, all the expenses of the Urban Sanitary Authority for the Urban Sanitary District of the Borough of Stoke-upon-Trent, incurred in the execution of the Public Health Act, 1875, shall be charged upon and defrayed out of a District Fund and General District Rate to be levied by them under that Act, subject to the provisions of that Act with respect to the mode of defraying in certain cases the expenses of the repair of highways.

Given under the Seal of Office of the Local Government Board, this Tenth day of April, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
THOS. SALT, Secretary.

LOCAL GOVERNMENT DISTRICT OF TONG STREET.

Provisional Order for extending the Local Government District of Tong Street, and for other purposes.

To the Tong Street Local Board, being the Sanitary Authority for the Urban Sanitary District of Tong Street, in the West Riding of the County of York ;—

To the Guardians of the Poor of the North Bierley Union, in the said West Riding, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

To the Inhabitants of that part of the Township of Tong which is situate in the said Rural Sanitary District ;—

And to all others whom it may concern.

WHEREAS by Section 211 of the Public Health Act, 1875, it is enacted, that an Urban Sanitary Authority may divide their District or any street

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A.D. 1877.

therein into parts for all or any of the purposes of that Act, and from time to time abolish or alter any such divisions, and may make a separate assessment on any such part for all or any of the purposes for which the same is formed ; and that every such part, so far as relates to the purposes in respect of which such separate assessment is made, shall be exempt from any other assessment under 5 that Act : Provided, that if any expenses are incurred or to be incurred in respect of two or more parts in common, the same shall be apportioned between them in a fair and equitable manner ;

And whereas by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole 10 or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted, that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order ;

And whereas by Section 275 of the said Public Health Act, 1875, it is 15 enacted, that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order) ; that from and after the commencement of the Order, all the powers, rights, duties, capacities, liabilities, obligations, 20 and property which under that Act are exerciseable by or attaching to or vested in the Sanitary Authority having, under that Act, jurisdiction in any District or part of a District which is by such Order included in some other District, shall (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District, and that any 25 Order made in pursuance of that part of the Act may, if necessary, provide for the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are 30 to be paid, and the mode of raising such moneys ; and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered ;

And whereas the Local Government District of Tong Street, in the West 35 Riding of the County of York, is an Urban Sanitary District, of which the Tong Street Local Board are the Urban Sanitary Authority, and the said Local Board have contracted certain loans for works of sewerage and paving in that District ;

And whereas the remainder of the said Township is comprised in that part 40 of the Rural Sanitary District of the North Bierley Union, in the said Riding, which immediately adjoins the Local Government District of Tong Street ;

And whereas the Tong Street Local Board have applied to the Local Government Board to issue a Provisional Order to extend the District of that 45

A.D. 1877.

5

10

And We hereby Order as follows ; viz. :

15

20

III. The number of members constituting the Tong Local Board shall, from and after the said Twenty-ninth day of September, remain and be the same as constituted the Tong Street Local Board before the date of this Order.

25

40

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF TORQUAY.

Provisional Order to enable the Urban Sanitary Authority for the District of Torquay to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Torquay Local Board of Health being the Sanitary Authority for the Urban Sanitary District of Torquay, in the County of Devon ; —
And to all others whom it may concern.

WHEREAS the Torquay Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Torquay, in the County of Devon, require to purchase and take certain lands and premises described in the Schedule to this Order, for the purpose of constructing a storage reservoir, and other works connected with the water supply of the said District ;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by such Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas the Local Government Board, on receipt of the said Petition, directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, and such Inquiry was held, after due public notice, and a report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish.	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
HENNOCK - -	1	Grass land and two streams (The Waste, formerly part of Slade Down).	The Right Hon. Viscount Exmouth and Edward Ferdinand Pellew, Thomas Veale Lane, and George Frederick Smith, trustees under the will of the late Right Hon. Edward Viscount Exmouth.	- - -	Sarah Stone.
					35
					40
					45

A.D. 1877.

Parish.	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5 HENNOCK -	2	Grass land and stream (Ducks Marsh).	The Right Hon. Viscount Exmouth and Edward Ferdinand Pellew, Thomas Veale Lane, and George Frederick Smith, trustees under the will of the late Right Hon. Edward Viscount Exmouth.	- - -	Sarah Stone.
10					
15 Ditto -	3	Grass land and stream (Lower Meadow).	ditto - -	- -	ditto.
20 Ditto -	4	Arable land, waste, and stream (Furze Park).	ditto - -	- -	ditto.
His Grace The Duke of Somerset, K.G., Lord of the Manor.					
25 CHRISTOW -	1	Grass land and stream (Little Meadow or Moor Plot).	Trustees of Trus- ham Charities, namely, Rev. Wil- mot Henry Palk, Sir Lawrence Palk, Baronet, Rev. Richard Ri- ley, Rev. Arthur Thomas Gregory, Samuel Causeley, Elon Wright, and Rev. Henry Ro- berts William Buck- ingham, Clerk to the trustees.	- -	John Winsor.
30					
35 Ditto -	2	Grass land and stream (Willow Spot).	ditto - -	- -	ditto.
40 Ditto -	3	Grass land, waste, and stream (Brake).	ditto - -	- -	ditto.
45 Ditto -	4	Arable land, waste, and stream (Down).	ditto - -	- -	ditto.
50 Ditto -	5	Grass land, waste, and stream (Western Meadow or Down Plot.)	ditto - -	- -	ditto.
55 CHRISTOW -	6	Grass land, waste, and stream (formerly part of Stonebridge Downs).	John Cole and Mary Cole, and Thomas Samuel Loveys their trustee.	Thos. Samuel Loveys.	Thos. Samuel Loveys.
50 Ditto	7	Grass land (Sheep's Close, formerly part of Stonebridge Downs).	ditto - -	ditto -	ditto.
55 Ditto -	8	Arable land (Furze Park, formerly part of Stonebridge Downs).	ditto - -	ditto -	Robert Os- born.

A.D. 1877.

Parish.	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	
CHRISTOW	9	Furze land and waste (Brake, formerly part of Stonebridge Downs).	John Cole and Mary Cole, and Thomas Samuel Loveys their trustee.	Thos. Samuel Loveys.	Thos. Samuel Loveys.	5
Ditto	10	Arable land (Goolwert)	ditto - -	ditto -	ditto.	
Ditto	11	Arable land (Inner Goolwert or Middle Broom).	ditto - -	ditto -	Thos. Samuel Loveys.	10
Ditto	12	Grass land (Yonder Ley).	Thomas Samuel Loveys.	- - -	In hand.	
Ditto	13	Grass land (Great Ley).	ditto - -	- - -	ditto.	15
Ditto	14	Occupation way and waste.	ditto - -	- - -	ditto.	
Ditto	15	Arable land, and occupation way and path (Newgate, formerly part of Stonebridge Downs).	John Cole and Mary Cole, and Thomas Samuel Loveys their trustee.	Thos. Samuel Loveys.	Thos. Samuel Loveys, George Tapper, Robert Osborn.	20
Ditto	16	Grass land and stream, and occupation way and path (Lower Moor, formerly part of Stonebridge Downs).	ditto - -	ditto -	ditto.	25
Ditto	17	Part of farm - yard (West Kennock Farm).	ditto - -	ditto -	ditto.	30
Ditto	18	Kitchen garden (West Kennock Farm).	ditto - -	ditto -	George Tapper, Robert Osborn.	
Ditto	19	Arable land and occupation way and path (Garden Park, formerly part of Stonebridge Downs).	ditto - -	ditto -	Thos. Samuel Loveys, George Tapper, Robert Osborn.	35
Ditto	20	Plantation and waste (Plantation).	Thomas Samuel Loveys.	- - -	In hand.	40
Ditto	21	Grass land (Home Park).	ditto - -	- - -	ditto.	
Ditto	22	Waste (Ratsleigh Brake).	ditto - -	- - -	ditto.	45
The Right Hon. Viscount Exmouth and the trustees of the Will of the late Right Hon. Edward Viscount Exmouth, viz., Edward Ferdinand Pellew, } Lord of the Manor. Thomas Veale Lane, and George Frederick Smith						
BRIDFORD	1	Grass land (Home Meadow).	Mary Ann Were Welsford and Rev. William Clarke Welsford.	Robert Parr	Robert Parr.	50
Ditto	2	Grass land (Round Moor).	ditto - -	ditto -	ditto.	55
Sir Lawrence Palk, Bart., Lord of the Manor. William Cornish Cleave, Lord of a small Manor in the said Parish.						

[40 VICT.] *Local Government Provisional Orders*
(*Altrincham, &c.*)

17

A.D. 1877.

Parish.	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5 BOVEY TRACEY -	1	Arable land, waste, and stream (Great Pool Mill Park).	Robert Claud Smith	- - -	Charles John Christian Harrer.
Ditto -	2	Arable land, brake, waste, and stream (Lower Down).	Samuel Hannaford	- - -	In hand.
10 Ditto -	3	Arable land, waste, and stream (Middle Down).	ditto - -	- - -	ditto.
15 Ditto -	4	Grass land, waste, and stream (Higher Down).	ditto - -	- - -	ditto.
Ditto -	5	Grass land, waste, and stream (North Hill).	ditto - -	- - -	ditto.
20 Ditto -	6	Grass land, waste, and stream (Lower Bottom or Lower Brake).	Mary Ann Were Welsford and Rev. William Clarke Welsford.	Robert Parr	Robert Parr.
Ditto -	7	Barn, grass land, waste, and stream (Kennock, Elsford Bottom or Lower Moor).	ditto - -	ditto -	ditto.
25 Ditto -	7A	Grass land, brake, and waste (Furzy Hill or Priston Hill Brake).	ditto - -	ditto -	ditto.
30 Ditto -	8	Arable land (Kennock Elsford Plot or Barn Plot).	ditto - -	ditto -	ditto.
35 Ditto -	9	Arable land (Thorn Down).	ditto - -	ditto -	ditto.
Ditto -	10	Arable land (Middle Down or Seven Acres).	ditto - -	ditto -	ditto.
40 Ditto -	11	Arable land (Yonder Down or Great Field).	Elizabeth Addems, William Addems, and John Addems.	Samuel Wrayford.	Samuel Wrayford.
Ditto -	12	Arable land and stream (Pool Field).	ditto - -	ditto -	ditto.
45 Ditto -	13	Arable land (Great Field or White Field).	ditto - -	ditto -	ditto.
Ditto -	14	Grass land and stream (Little Field).	ditto - -	ditto -	ditto.
50 Ditto -	15	Grass land, waste, occupation way, and stream (Second Moor or Middle Moor).	Mary Ann Were Welsford and Rev. William Clarke Welsford.	Robert Parr	Robert Parr.

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A.D. 1877.

Parish.	No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	
BOVEY TRACEY -	16	Arable land (Long Close).	Mary Ann Were Welsford and Rev. William Clarke Welsford.	Robert Parr	Robert Parr.	5
Ditto -	17	Grass land, waste, and stream (First Moor or Moor).	ditto - -	ditto -	ditto.	10
Ditto -	18	Plantation and (two streams (Plantation).	ditto - -	ditto -	ditto.	
Ditto -	19	Occupation road or footway (from the yard of Trenchford Farm to the higher end of Kennock Elsford Plot or Barn Plot).	ditto - -	ditto -	ditto.	15
Charles Aldenburg Bentinck, Lord of the Manor. William Cornish Cleave, Lord of a small Manor in the said Parish.						20
MORETONHAMPTON -	1	Grass land, streams, and barn (Little Meadow).	Thomas Wills, George Wills.	Thomas Wills	Thomas Wills.	
The Right Hon. the Earl of Devon, Lord of the Manor.						25

Given under the Seal of Office of the Local Government Board, this
Twenty-sixth day of April, in the year One thousand eight
hundred and seventy-seven.

(L.S.)

G. SOLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

30

CITY OF WINCHESTER.

Provisional Order to enable the Urban Sanitary Authority for the City of Winchester to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Mayor, Aldermen, and Citizens of the City of Winchester, in the 35
County of Southampton, being the Urban Sanitary Authority for that
City;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Citizens of the City of Winchester, in the County of Southampton, acting by the Council, being the Sanitary 40
Authority for the Urban Sanitary District of that City, require to purchase and
take certain lands and premises which are described in the Schedule to this
Order, for the construction of works for the disposal of the sewage of the said
City;

And whereas the said Council, as such Sanitary Authority as aforesaid, have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference
5 to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement ;

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—

And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the
10 prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the said Council, as such Sanitary Authority as aforesaid, from and after the date of the
15 Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

20 Parish of CHILCOMBE, in the County of SOUTHAMPTON.

Description of Property.	Owners or reputed Owners.	Lessee and Occupier.
25 A piece of land containing 43 acres, 1 rood, and 33 perches, or thereabouts, situate in that part of the Parish of Chilcombe which is outside the City of Winchester.	The Dean and Chapter of Winchester.	James Stratton.

Given under the Seal of Office of the Local Government Board, this
Tenth day of April, in the year One thousand eight hundred and
seventy-seven.

30 (L.S.)

G. SOLATER-BOOTH, President.
THOS. SALT, Secretary.

**Local Government
Provisional Orders
(Altrincham, &c.)**

A

B I L L

To confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Altrincham Union, the Local Government Districts of Blaydon and Brandon and Byshtotles, the Boroughs of Nottingham and Stoke-upon-Trent, the Local Government Districts of Tong Street and Torquay, and the City of Winchester.

*(Prepared and brought in by
Mr. Salt and Mr. Slater-Booth.)*

*Ordered, by The House of Commons, to be Printed,
2 May 1877.*

[Bill 157.]
Under 3 oz.

A

BILL

TO

Confirm certain Provisional Orders of the Local Government Board relating to the Local Government Districts of Bridlington, Dinas, and Grange, the Borough of Hastings, and the Local Government Districts of Pudsey, Tunbridge Wells, and Whittington.

WHEREAS the Local Government Board have, as regards the districts herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

5 And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provision herein contained should be enacted in reference to one of the said districts :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force.

The Provisional Orders in schedule confirmed.

2. When the Order hereby confirmed, whereby the Local Government District of Dinas is dissolved, comes into operation, so much only of the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by or attaching to or vested in the Dinas Local Board as are exerciseable by or attach to or are vested in a rural sanitary authority under the Public Health Act, 1875, shall be transferred to the Guardians of the Poor of the Dolgelly Union, as the Sanitary Authority for the Rural Sanitary District of that Union.

Special provision for the Dinas District.

25 3. This Act may be cited as the Local Government Board's Short title.
Provisional Orders Confirmation (Bridlington, &c.) Act, 1877.

[Bill 170.]

A

SCHEDULE.

LOCAL GOVERNMENT DISTRICT OF BRIDLINGTON.

*Provisional Order for extending the Bridlington Local Government District,
and for other purposes.*

To the Bridlington Local Board, being the Sanitary Authority for the 5
Urban Sanitary District of Bridlington, in the East Riding of the
County of York ; —

To the Guardians of the Poor of the Bridlington Union, in the said
Riding, being the Sanitary Authority for the Rural Sanitary
District of that Union ; —

To the Inhabitants of the Parish of Bessingby and of the Townships of
Hilderthorpe and Sewerby-with-Marton, in the said Rural Sanitary
District ; —

10

And to all others whom it may concern.

WHEREAS the Local Government District of Bridlington, in the East 15
Riding of the County of York, is an Urban Sanitary District, of which the
Bridlington Local Board are the Urban Sanitary Authority ;

And whereas the Parish of Bessingby and the Townships of Hilderthorpe
and Sewerby-with-Marton, in the said Riding, are situate in that part of the
Rural Sanitary District of the Bridlington Union which immediately adjoins 20
the Local Government District of Bridlington ;

And whereas by Section 270 of the Public Health Act, 1875, the Local
Government Board are empowered, by Provisional Order, to declare the whole
or any portion of a Rural Sanitary District immediately adjoining a Local
Government District to be included in such last-mentioned District, and it is 25
enacted, that thereupon the included area shall, for the purposes of that Act,
be deemed to form part of the District in which it is included by such
Order ;

And whereas by Section 275 of the said Public Health Act, 1875, it is
enacted that every Order made by the Local Government Board under 30
Part VIII. of that Act, which includes Section 270 above recited, shall specify
the day on which such Order shall come into operation (in that Act referred to
as the commencement of the Order) ; that from and after the commencement
of the Order all the powers, rights, duties, capacities, liabilities, obligations, and
property which under that Act are exerciseable by or attaching to or vested in 35
the Sanitary Authority having, under that Act, jurisdiction in any District or
part of a District which is by such Order included in such other District, shall
(so far as the same relate to the District or part of a District so included) pass

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to and vest in the Sanitary Authority of such other District, and that any Order made in pursuance of that part of the Act may, if necessary, provide for the settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places
5 in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are to be paid, and the mode of raising such moneys; and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District
10 when altered;

And whereas the Local Government Board proposed to issue a Provisional Order to include those parts of the Rural Sanitary District of the Bridlington Union which are described in the Schedule hereto, in the Local Government District of Bridlington, and directed a Local Inquiry to be held on the subject,
15 and the same was held, after due public notice, and report has been made to them thereon;

And whereas the Bridlington Local Board have incurred certain debts, of which the sum of thirty-four thousand four hundred and sixty-seven pounds or thereabouts remains unpaid:

20 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that all those parts of the Rural Sanitary District of the Bridlington Union which are described in the Schedule hereto shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of the Local
25 Government District of Bridlington.

And We do hereby Order as follows, viz.—

I.—This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and seventy-seven.

II.—The number of members to be elected for the Bridlington Local Board
30 shall be increased from nine to twelve, and the three additional members shall have the qualification required by the law in force for the time being for the election of members of Local Boards, and shall be elected as members of the said Local Board by the persons qualified to vote in those parts of the said Rural Sanitary District of the Bridlington Union which are described in the
35 Schedule hereto:

III.—For the purposes of the election for such additional members, the Chairman of the said Local Board, or some other persons to be appointed by the said Local Board, in accordance with the provisions of Rule 33 of Schedule II. to the Public Health Act, 1875, shall be the Returning Officer.

40 Such election shall be conducted in accordance with the Rules, excepting Rule 55, contained in the said Schedule II., as if it were the first election of a Local Board constituted after the passing of that Act, and the members then elected shall come into office on the day on which the first meeting of the said Local Board shall be held after the Returning Officer shall have made his
45 certificate of election in accordance with Rules 42 or 52, as the case may

A.D. 1877. — require, of the said Schedule, and such members shall continue in office until the days herein-after fixed for their retirement.

Provided, that the Returning Officer shall give notice of the said election, in accordance with Rule 36 of the said Schedule, within fourteen days from the said Twenty-ninth day of September, and shall specify in such notice the dates 5 on which the several proceedings necessary to complete such election shall be taken.

IV. The three members so elected as aforesaid shall go out of office in the following order; viz., one, to be selected by the Local Board by ballot, on the Fifteenth day of April, one thousand eight hundred and seventy-nine, one of 10 the remaining two, to be selected in like manner, on the Fifteenth day of April, one thousand eight hundred and eighty, and the remaining member on the Fifteenth day of April, one thousand eight hundred and eighty-one; and at each of the annual elections immediately preceding such dates respectively, a person shall be elected in manner provided by the said Schedule, by the 15 persons qualified to vote in the whole of the said District as extended by this Order, to supply the vacancy caused by such retirement.

V. Any casual vacancy in the places of the said three members which may occur prior to the said Fifteenth day of April, one thousand eight hundred and eighty-one, shall be filled up like casual vacancies in the places of other members 20 of the said Local Board.

VI. So much of the said sum of thirty-four thousand four hundred and sixty-seven pounds as shall be due and owing on the said Twenty-ninth day of September, together with the interest due or to become due thereon, shall be charged equally and uniformly upon the District Fund and General District 25 Rate of the said District as hereby extended.

The SCHEDULE above referred to.

- 1st. All that part of the Rural Sanitary District of the Bridlington Union, comprising portions of the Parish of Bessingby and of the Township of Hilderthorpe, which lies between the boundary of the Local Government District of Bridlington 30 and a line commencing at the eastern end of the southern boundary of such District, and running thence along the low-water mark of lowest spring tides to a point fixed at low-water mark of lowest spring tides, due east of the southerly side of the private road leading from the South Cliff to the high road between Bridlington and Hilderthorpe; thence running in a westerly direction 35 along the south side of and including such private road to its junction with the high road between Bridlington and Hilderthorpe; thence across such last-named road in a straight line westerly, and northerly along the west side of and including such last-named road to its point of junction with the road leading from Bessingby to Bridlington Quay; thence westerly along the south side of 40 and including such last-named road to a point opposite the eastern fence of the property of George Wright, on the northern side of such road; thence in a north-easterly direction along such fence to the boundary line of the said Local Government District.

2ndly. All that part of the Rural Sanitary District of the Bridlington Union which A.D. 1877.

comprises a portion of the Township of Sewerby-with-Marton, and which is contained within a line commencing at a point fixed at low-water mark of lowest spring tides, and due east of the boundary line which divides the said Township from the said Local Government District, a little to the south of the foot bridge; thence in a westerly and northerly direction along such dividing boundary line, as far as the bridge of the North Eastern Railway over Forty Foot Lane; thence in a south-easterly direction along the boundary fence of the property belonging to the Reverend Yarburgh Lloyd Greame, and along and including a watercourse on the south side of the premises known as Sands Cottage; thence in a straight line easterly to a point taken to be fixed at low-water of lowest spring tides: thence following an imaginary line drawn in a southerly direction till it meets the south boundary line of the said Local Government District at low-water mark of lowest spring tides.

15 Given under the Seal of Office of the Local Government Board, this
Tenth day of May, in the year One thousand eight hundred and
seventy-seven.

(L.S.)

G. SCLATER-BOTH, President.

JOHN LAMBERT, Secretary.

20 LOCAL GOVERNMENT DISTRICT OF DINAS.

Provisional Order for dissolving the Local Government District of Dinas.

To the Dinas Local Board being the Sanitary Authority for the Urban Sanitary District of Dinas, in the County of Merioneth ; —

25 To the Guardians of the Poor of the Dolgelly Union, in the County of Merioneth, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

And to all others whom it may concern.

30 WHEREAS on or about the Twenty-fifth day of January, One thousand eight hundred and seventy-one, the Local Government Act, 1858, came into force in the Township of Dinas, in the County of Merioneth, and the said Township is therefore a Local Government District within the meaning of the Public Health Act, 1875 ;

And whereas by Section 270 of the last-mentioned Act, it is enacted that the Local Government Board may, by Provisional Order, dissolve any Local
35 Government District, and may merge any such District in some other Urban or Rural Sanitary District or Districts;

And whereas by Section 275 of the same Act, it is also enacted that every Order made by the Local Government Board under Part VIII. of that Act,

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A.D. 1877. which includes Section 270 above mentioned, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order ;

And whereas the Local Government District of Dinas is an Urban Sanitary District, of which the Dinas Local Board is the Urban Sanitary Authority, and 5 application has been made to the Local Government Board to dissolve the said Local Government District ;

And whereas upon receipt of such application, the Local Government Board directed a Local Inquiry to be held on the subject of such dissolution, and the same was held, after due public notice, and report has been made to them 10 thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that the following provisions shall take effect ; viz. :

I. The Local Government District of Dinas shall be dissolved, and shall be 15 merged in the Rural Sanitary District of the Dolgelly Union, in the County of Merioneth, and shall be subject to the jurisdiction of the Guardians of the Poor of that Union, as the Sanitary Authority for such Rural Sanitary District.

II.—This Order shall come into operation on the Twenty-ninth day of 20 September, One thousand eight hundred and seventy-seven.

Given under the Seal of Office of the Local Government Board, this
Fifteenth day of May, in the year One thousand eight hundred
and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 25
THOS. SALT, Secretary.

LOCAL GOVERNMENT DISTRICT OF GRANGE.

Provisional Order to enable the Urban Sanitary Authority for the District of Grange to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869. 30

To the Grange Local Board, being the Sanitary Authority for the Urban Sanitary District of Grange, in the County of Lancaster ;—

And to all others whom it may concern.

WHEREAS the Grange Local Board, as the Sanitary Authority for the Urban Sanitary District of Grange, in the County of Lancaster, require to 35 purchase and take certain lands, springs, streams, water-rights, and premises which are described in the Schedule hereto, for the purpose of constructing certain works for supplying their District with water ;

And whereas the said Local Board made due publication in the newspaper, and served the several notices as required by the Public Health Act, 1875, and presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, springs, streams, 5 water-rights, and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Grange Local Board, from and after the date of the Act of Parliament confirming this
15 Order, to put in force, with reference to the lands, springs, streams, water-rights, and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

20 Township of UPPER ALLITHWAITE, in the Parish of CARTMEL, in the County of LANCASTER.

25 1st. All that piece of land, containing eight acres or thereabouts, belonging to William Hartley, the Reverend Hoggarth John Swale, Mary Swale, Ann Swale, Barbara Swale, Mary Hartley, James Hartley, John Hartley, Mary Hartley, Ellen Hartley, Anne Hartley, William Thomas Walker, Esther Walker, and William Hartley, and occupied by Joseph Christopherson, bounded on every side by an allotment or parcel of land called "Rowlinson's Allotment."

2ndly. All that piece of land, containing half an acre or thereabouts, being parcel of a field belonging to the said William Hartley, the Reverend Hoggarth John Swale, Mary Swale, Ann Swale, Barbara Swale, Mary Hartley, James Hartley, John Hartley, Mary Hartley, Ellen Hartley, Anne Hartley, William Thomas Walker, Esther Walker, and William Hartley, and occupied by Edward Battersby, and which is bounded on every side by the premises first described.

35 3rdly. A certain stream known as "Belman Beck," and the water thereof, and of all streams, tributaries, and waters flowing into the same above the said premises first and secondly described, which said beck flows into another stream or beck known as Ayside Pool, which last-named stream flows into another stream or beck called Cark Beck or River Eed or Red, which runs into Morecambe Bay. All which said streams and waters run or flow through the several Townships of 40 Upper Allithwaite, Lower Allithwaite, Staveley, Broughton East, Cartmel Fells, Upper Holker, and Lower Holker, or some or one of them.

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A 4

A.D. 1877. The NAMES of the OWNERS and OCCUPIERS claiming to be interested in the stream and waters or in some parts thereof are as follows; that is to say,—

Owners.	Occupiers.	
Mrs. Jane Atkinson.	Joseph Allonby.	
Frederick Barker.	James Backhouse.	5
John Daye Barker.	John Backhouse.	
William Clark.	Robert Barrow.	
The Duke of Devonshire.	William Barrow.	
George Dixon.	Edward Battersby.	
Eleanor Fell.	Henry Bowerdale.	10
Furness Railway Company.	Joseph Christopherson.	
John Atkinson Hall.	William Clark.	
Henry Hibbert.	James Crow.	
John Tomlinson Hibbert, M.P.	Mark Crow.	
Eleanor Newly Meredith.	The Duke of Devonshire, K.G.	15
Colonel G. Muckland.	George Dixon.	
Thomas Pedder.	William Dixon.	
Misses Pooles.	Thomas Ellwood.	
John Ray.	Eleanor Fell.	
George Remington.	Robert Felton.	20
Rev. Thomas Machell Remington.	George Greaves.	
Mary Remington.	George Gunson.	
Henry Fletcher Rigge.	John Atkinson Hall.	
John Robinson.	James Harrison.	
W. Fletcher Stockdale.	Henry Hibbert.	25
Robert Storey.	John Tomlinson Hibbert, M.P.	
T. N. Wilson.	Michael Jackson.	
G. B. Yeates.	James Kitchen.	
	George Lawrenson.	
	Thomas Lawrenson.	30
	George Leece.	
	William Nash.	
	John Ray.	
	Henry Rawsthorne.	
	George Rigg.	35
	Henry Fletcher Rigge.	
	Agnes Scott.	
	Robert Storey.	
	John Thompson.	
	Thomas Walker.	40
	William Walker.	
	Thomas Watson.	
	Thomas Westwood.	
	Mrs. Wood.	

4thly. All the water-rights belonging to the above-mentioned premises. 45

Given under the Seal of Office of the Local Government Board,
this Twelfth day of May, in the year One thousand eight
hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

50

A.D. 1877.

BOROUGH OF HASTINGS.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Hastings to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

- 5 To the Mayor, Aldermen, and Burgesses of the Borough of Hastings, in the County of Sussex, being the Urban Sanitary Authority for that Borough ;—

And to all others whom it may concern.

- WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of
10 Hastings, in the County of Sussex, acting by the Council, being the Urban Sanitary Authority for that Borough, require to purchase and take certain lands and premises which are described in the Schedule hereto, for the purpose of widening and improving certain streets in the said Borough ;

- And whereas the said Urban Sanitary Authority have made due publi-
15 cation in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented two Petitions to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands
20 otherwise than by agreement ;

And whereas upon receipt of such Petitions the Local Government Board directed a Local Inquiry to be held in the Borough, as to the propriety of assenting to the prayer thereof, and the same was held, after due public notice, and report has been made to them thereon :

- 25 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses
30 Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.
Borough of HASTINGS, in the County of SUSSEX.

Description of Lands and Premises.	Situation.	Owners.	Leasees and Occupiers.	5
The York Hotel - -	York Buildings, Has- tings.	John Underwood and Robert Wilson, the Trustees of the Will of James Breeds, de- ceased, and George Clement.	Frederick Watt.	10
House and premises -	15, York Buildings -	Ditto - - -	Margaret Hounslow.	
House and premises -	1, Kentish Buildings, or Kentish Place, Hastings.	Stephen Kent - -	John Piper.	15

Given under the Seal of Office of the Local Government Board, this
Eleventh day of May, in the year One thousand eight hundred
and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

20

LOCAL GOVERNMENT DISTRICT OF PUDSEY.

*Provisional Order to enable the Urban Sanitary Authority for the District of
Pudsey to put in force the Compulsory Clauses of the Lands Clauses
Consolidation Acts, 1845, 1860, and 1869.*

To the Pudsey Local Board, being the Sanitary Authority for 25
the Urban Sanitary District of Pudsey, in the West Riding of the
County of York ; —

And to all others whom it may concern.

WHEREAS the Pudsey Local Board, being the Sanitary Authority for
the Urban Sanitary District of Pudsey, in the West Riding of the County 30
of York, require to purchase and take certain lands and premises described in
the Schedule hereto, for the purpose of widening and improving streets and
lanes in their District;

And whereas the said Sanitary Authority have made due publication in the
newspaper and served the several notices, as required by the Public Health Act, 35
1875, and have presented a Petition to the Local Government Board, stating
as required by such Act, and praying, with reference to the said lands and

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.	
7	Privy - - -	Thomas Hainsworth, Hannah Hinchliffe, Hannah Jackson, and Elizabeth Dawson, representatives of the late Titus Hainsworth.	William Pouncey, Joseph Fawbert, and William Matthews.	5
8	Coalhouse - -	Ditto - - -	John Bray.	
9	House - - -	Ditto - - -	Montagu Binks.	10
10	Ditto - - -	Ditto - - -	Elizabeth Dufton.	
11	Ditto - - -	Ditto - - -	Moses Binks.	
12	Ditto - - -	Ditto - - -	John Bray.	
13	House, shop, and warehouse.	Ditto - - -	James Rider.	15
14	Old pigcote and yard	Ditto - - -	Ditto.	
15	Yard - - -	Ditto - - -	Henry Carr, Montagu Binks, Elizabeth Dufton, Moses Binks, John Bray, and James Rider.	
16	Yard or passage -	Ditto - - -	James Rider.	20
17	House - - -	Ditto - - -	Abraham Holmes.	
18	Ditto - - -	Ditto - - -	William Pouncey.	
19	Ditto - - -	Ditto - - -	Joseph Fawbert.	
20	Ditto - - -	Ditto - - -	William Matthews.	
21	Ditto - - -	Ditto - - -	Joseph Webster.	25
22	Coalhouse - - -	Ditto - - -	William Matthews.	
23	Ditto - - -	Ditto - - -	Joseph Fawbert.	
24	Ditto - - -	Ditto - - -	Joseph Webster.	
25	House, shop, and coalhouse.	Ditto - - -	Edward Fawbert.	30
26	Coalhouse - - -	Ditto - - -	James Rider.	
27	Privy and ashpit -	Ditto - - -	Joseph Fawbert, William Matthews, Joseph Webster, William Mathers, Hannah Farrer, James Rider, and John Verity.	35
28	Coalhouse - - -	Ditto - - -	William Mathers.	
29	Ditto - - -	Ditto - - -	Hannah Farrer.	
30	Ditto - - -	Ditto - - -	James Rider.	
31	Ditto - - -	Ditto - - -	John Verity.	
32	Yard - - -	Ditto - - -	Joseph Fawbert, William Matthews, Joseph Webster, Edward Fawbert, James Rider, William Mathers, Hannah Farrer, James Rider, and John Verity.	40
33	House - - -	Ditto - - -	William Mathers.	45
34	Ditto - - -	Ditto - - -	Hannah Farrer.	

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.
5	35 House - -	Thomas Hainsworth, Hannah Hinchliffe, Hannah Jackson, and Elizabeth Dawson (representatives of the late Titus Hainsworth).	James Rider.
	36 Ditto - -	Ditto - -	John Verity.
10	37 Ditto - -	John Parkinson - -	John Dickinson.
	38 Ditto - -	Ditto - -	Margaret Wilson.
	39 Ditto - -	Ditto - -	Francis Gray.
	40 Ditto - -	Ditto - -	William Schofield.
15	41 Ashpit - -	Ditto - -	William Schofield, Francis Gray, Margaret Wilson, John Dickinson, and Henry Bentley.
	42 Privy - -	Ditto - -	Ditto.
	43 Coalhouse - -	Ditto - -	William Schofield.
20	44 Yard - -	Ditto - -	William Schofield, Francis Gray, Margaret Wilson, John Dickinson, and Henry Bentley.
	45 House - -	Ditto - -	Henry Bentley.
	46 Coalhouse and yard -	Ditto - -	Ditto.
25	47 Privy - -	Rev. William Lee Howarth -	John Bateson, Martha Bray, Edward Embley, and John Newell.
	48 Half of ashpit -	Ditto - -	Ditto.
	49 Ditto - -	Henry Carr - -	Henry Carr.
30	50 Pigcote - -	Ditto - -	Ditto.
	51 Coalhouse - -	Rev. William Lee Howarth -	Joseph Charlesworth.
	52 Willeying room -	Mrs. Frances Ann Maude and Rev. Ralph Maude.	Samuel Smith Rayner.
35	53 Road or yard - -	Ditto - -	Samuel Smith Rayner, Samuel Blackburn, George William Firth, George Binks, Thomas Scarth, and James Rider.
	54 Privy and ashpit -	Ditto - -	Ditto.
	55 Two houses, warehouses, and cart shed.	Ditto - -	Samuel Smith Rayner.
40	56 House - -	Ditto - -	Samuel Blackburn.
	57 Ditto - -	Ditto - -	George William Firth.
	58 Warehouse - -	Ditto - -	Ditto.
45	59 Stable - -	Ditto - -	George Binks.
	60 Ditto - -	Ditto - -	Samuel Smith Rayner or his undertenant, George William Firth.

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B 3

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.	
61	Wooden shed - -	Mrs. Frances Ann Maude and Rev. Ralph Maude.	George William Firth.	5
62	Coalhouse - -	Ditto - - -	Ditto.	
63	Ditto - -	Ditto - - -	Samuel Blackburn.	
64	Ditto - -	Ditto - - -	Samuel Smith Rayner.	
65	Ditto - -	Ditto - - -	Ditto.	
66	Ditto - -	Ditto - - -	Thomas Scarth.	10
67	Garden - -	Ditto - - -	Ditto.	
68	Yard - - -	Ditto - - -	Samuel Smith Rayner, Samuel Blackburn, George William Firth, George Binks, Thomas Scarth, and James Rider.	15
69	Coal warehouse -	Ditto - - -	James Rider.	
70	House - -	Ditto - - -	Thomas Scarth.	
71	Washhouse - -	Ditto - - -	Samuel Smith Rayner.	
72	Garden - -	Ditto - - -	Ditto.	
73	Garden and coal-house.	Ditto - - -	Samuel Smith Rayner or to his undertenant Thomas Scarth.	20
74	House, coalhouse, henhouse, yard, and garden.	Benjamin Scarth - -	Thomas Town.	
75	House, warehouses, and garden.	Ditto - - -	Isaac Edmondson.	25
76	Shed or boiling-house, privy, ashpit, yard, and road.	Ditto - - -	Isaac Edmondson.	
77	Field - - -	Ditto - - -	Ditto.	30

CHURCH LANE.

78	Chapel yard - -	John Thomas Beer, Joseph Edward Hinings, James Stillings, Jonathan Webster, Robert Smith, Thomas Ward, Israel Roberts, Jeremiah Slater, Benjamin Wade, senr., Christopher Moody, John Wilson, Henry Webster Blackburn, John Blackburn, Benjamin Wade, junr., J. Edwin Scotland, Rev. Gregory A. Page, the trustees of the Wesleyan Methodist Chapel, Church Lane, Pudsey.	John Thomas Beer, Joseph Edward Hinings, James Stillings, Jonathan Webster, Robert Smith, Thomas Ward, Israel Roberts, Jeremiah Slater, Benjamin Wade, senr., Christopher Moody, John Wilson, Henry Webster Blackburn, John Blackburn, Benjamin Wade, junr., J. Edwin Scott, and Rev. Gregory A. Page.	35 40 45
79	Plantation - -	Samuel Lee Sharp - -	Stephen Shackleton.	
80	Field - - -	Ditto - - -	Ditto.	
81	Footpath - -	Ditto - - -	Ditto.	
82	Yard - - -	Ditto - - -	Samuel Oddy and Stephen Shackleton.	50

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.
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MANOR HOUSE STREET and ROBIN LANE.

5	83	Two houses, ware-houses, coal-house, and yards.	George Hinings - -	James Hargrave and his under-tenants, Squire Hargrave and Abraham Illingworth.
	84	House - -	Joseph Gaunt and Joseph Law-son (executors of Joseph Gaunt), and Elizabeth Gaunt, tenant for life.	Richard Baker.
10	85	Ditto - -	Ditto - -	Squire Naylor.
	86	Ditto - -	Ditto - -	Elizabeth Gaunt.
	87	Ditto - -	Ditto - -	John Brearley.
15	88	Ditto - -	Ditto - -	Thomas Hinchliffe, otherwise Rayner.
	89	Coal-house - -	Ditto - -	Ditto.
	90	Ditto - -	Ditto - -	John Brearley.
	91	Ditto - -	Ditto - -	Mary Sunderland.
20	92	Ditto - -	Ditto - -	Elizabeth Gaunt.
	93	Ditto - -	Ditto - -	Squire Naylor.
	94	Ditto - -	Ditto - -	Richard Baker.
25	95	Privy and ashpit -	Ditto - -	Richard Baker, Squire Naylor, Elizabeth Gaunt, John Brearley, Thomas Hinchliffe, otherwise Rayner, Mary Sunderland, John Bagley, and Esther Ward.
	96	Yard - -	Ditto - -	Ditto.
	97	House - -	Ditto - -	Mary Sunderland.
30	98	Ditto - -	Ditto - -	John Bagley.
	99	Ditto - -	Ditto - -	Esther Ward.
	100	Coalhouse - -	Ditto - -	Ditto.
	101	Ditto - -	Ditto - -	John Bagley.

ROBIN LANE.

35	102	Road - -	John Edwin Beaumont -	John Edwin Beaumont, Edwin Chapman, Martha Jackson, Charles Hargreaves, Ann Beaumont, and John Cooper.
	103	Field - -	Ditto - -	John Edwin Beaumont.

LITTLE MOOR BOTTOM.

40	104	Yard or vacant ground	John Schofield -	Robert Webster and Matthew Gaunt.
	105	Coalhouse - -	Ditto - -	Matthew Gaunt.
	106	Ditto - -	Ditto - -	Robert Webster.

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B 4

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.	
107	Yard, coalhouse, ash-pit, and privy.	John Webster - -	John Webster.	5
108	Coalhouse - -	John Schofield - -	Harriet Lassey.	
109	Yard - -	Ditto - -	David Mitchell, Frederick Barraclough, Harriet Lassey, William Fearnley, John Schofield, and Matthew Brook.	10
110	Coalhouse - -	Ditto - -	William Fearnley.	
111	Ditto - -	Ditto - -	John Schofield.	
112	Ditto - -	Ditto - -	Frederick Barraclough.	
113	Ditto - -	Ditto - -	David Mitchell.	
114	Privy and ashpit -	Ditto - -	David Mitchell, Frederick Barraclough, Harriet Lassey, William Fearnley, John Schofield, and Matthew Brook.	15
115	Pigcote - -	Ditto - -	Unoccupied.	
116	Ditto - -	Ditto - -	Ditto.	20
117	Field - -	Ditto - -	Matthew Brook.	

Given under the Seal of Office of the Local Government Board, this
Twelfth day of May, One thousand eight hundred and
seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 25
JOHN LAMBERT, Secretary.

DISTRICT OF TUNBRIDGE WELLS.

Provisional Order to enable the Urban Sanitary Authority for the District of Tunbridge Wells to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869. 30

To the Tunbridge Wells Local Board, being the Sanitary Authority for the Urban Sanitary District of Tunbridge Wells, in the Counties of Kent and Sussex; —

And to all others whom it may concern.

WHEREAS the Tunbridge Wells Local Board, as the Sanitary Authority 35 for the Urban Sanitary District of Tunbridge Wells, in the Counties of Kent and Sussex, require to purchase and take certain lands and premises which are described in the Schedule to this Order, for the purpose of widening and improving certain streets in their District;

And whereas the said Local Board have made due publication in the 40 newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board,

stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

5 And whereas upon receipt of such Petition, the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry has been held, after due public notice, and report has been made to them thereon :

10 Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Tunbridge Wells Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking
15 of lands otherwise than by agreement, or any of them.

A.D. 1877.

The SCHEDULE above referred to.

No. on deposited Plan.	Description of Property.	Owners.	Lessees.	Occupiers.
20 25 30 35 40 45 50 55	1 A piece of land with the messuages thereon, containing 96 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	Thos. Montague Martin Weller.	Elizabeth Jull, Wm. Daniel, and Charles Medhurst Wightwick.	Elizabeth Jull, Wm. Daniel, and Charles Medhurst Wightwick.
	2 A piece of land with the messuages thereon, containing 402 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	The most Hon. William Marquis of Abergeenny.	Charles Medhurst Wightwick, Isaiah Robinson, Samuel Friend, Richard Turner, and James Bradshaw.	Charles Medhurst Wightwick, Isaiah Robinson, Samuel Friend, Richard Turner, and James Bradshaw.
	3 A piece of land with the messuages thereon, containing 228 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	Ditto -	William Bartram, George Bartram, William Henry Luck, Jos. Delves, Thos. Waghorne, Isaiah Robinson, Mary Sprott, Sophia Sprott, Walter Sprott, James Sprott, Eliz. Scott, Martha Jeffery, Henry Featherstone, Thomas Barton, — Norris, Thomas Robinson, John Tompkins, Thos. Moon, and — Burr.	William Bartram, George Bartram, Wm. Henry Luck, Jos. Delves, Thos. Waghorne, Isaiah Robinson, Mary Sprott, Sophia Sprott, Walter Sprott, James Sprott, Eliz. Scott, Martha Jeffery, Henry Featherstone, Thomas Barton, — Norris, Thomas Robinson, John Tompkins, Thos. Moon, and — Burr.
	4 A piece of land with the messuages thereon, containing 830 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	Ditto -	The Rev. Marshall Wild -	Wm. Jones, Charles Kneller, — Donovan, Ebenezer Young, Fanny Steege, Henry Featherstone, and William Cox.

[170.]

C

A.D. 1877.

No. on deposited Plan.	Description of Property.	Owners.	Lessees.	Occupiers.
5	A piece of land with the messuages thereon, containing 11 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	The most Hon. William Marquis of Abergavenny.	William Bartram, George Bartram, William Henry Luck, Jos. Delves, Thos. Waghorne, Isaiah Robinson, Mary Sprott, Sophia Sprott, Walter Sprott, James Sprott, Eliz. Scott, Martha Jeffery, Henry Featherstone, Thomas Barton, — Norris, Thomas Robinson, John Tompkins, Thos. Moon, and — Burr.	William Bartram, George Bartram, Wm. Henry Luck, Jos. Delves, Thos. Waghorne, Isaiah Robinson, Mary Sprott, Sophia Sprott, Walter Sprott, James Sprott, Eliz. Scott, Martha Jeffery, Henry Featherstone, Thomas Barton, — Norris, Thomas Robinson, John Tompkins, Thos. Moon, and — Burr.
6	A piece of land with the messuages thereon, containing 85 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	Ditto	- - - - -	Thomas Bevis.
7	A piece of land with the messuages thereon, containing 50 square yards, or thereabouts, situate in or near Nevill Street and Frant Road.	Ditto	- - - - -	Mrs. Arthy.

Given under the Seal of Office of the Local Government Board, this Eighth day of May, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

LOCAL GOVERNMENT DISTRICT OF WHITTINGTON.

Provisional Order to enable the Urban Sanitary Authority for the District of Whittington to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869.

To the Whittington Local Board, being the Sanitary Authority for the Urban Sanitary District of Whittington, in the County of Derby; —

And to all others whom it may concern.

WHEREAS the Whittington Local Board, as the Sanitary Authority for the Urban Sanitary District of Whittington, in the County of Derby, require

to purchase and take certain lands and premises, which are described in the Schedule hereto, for the purpose of disposing of the sewage of their District ; A.D. 1877.

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement ;

10 And whereas upon receipt of such Petition the Local Government Board directed a Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby empower the Whittington Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises described in the Schedule hereto, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

No. on deposited Plan.	Description.	Owners.	Lessees.	Occupiers.
25 1	Thorpe Meadow, otherwise Hollow Meadow, including footpath and half the River Rother.	Henry Jenkinson.	George Dawes	George Dawes.
30 2	A close called Claytons Holmes, otherwise Nether Bents, including footpath and half the River Rother.	John Green.	- - -	John Green.
35 3	Sallow Lane Close - -	The Reverend Joseph Hollingworth and William Hollingworth.	- - -	Isaac Cundy and John Cundy.
40 4	Part of Hollow Meadow, otherwise Grass Croft Meadow, and allotment, including footpath.	Samuel Rogers.	- - -	Elizabeth Purdy.
15 15	A garden and half the River Rother.	The Midland Railway Company.	- - -	Joseph Cowland.
45 16	An occupation road and half the River Rother.	Ditto.	- - -	The Midland Railway Company and their tenants, Joseph and Henry Harrison.

A.D. 1877.

No. on deposited Plan.	Description.	Owners.	Lessees.	Occupiers.
17	A garden and half the River Rother.	The Midland Railway Company.	- - -	Henry Harrison.
18	Part of old river course and half the River Rother.	John Green.	- - -	John Green.

5

Given under the Seal of Office of the Local Government Board, this
Fifteenth day of May, in the year One thousand eight hundred
and seventy-seven.

10

(L.S.)

G. SCLATER-BOOTH, President.
THOS. SALT, Secretary.

Local Government
Provisional Orders
(Bridlington, &c.)

A

B I L L

To confirm certain Provisional Orders of
the Local Government Board relating
to the Local Government Districts of
Bridlington, Dinas, and Grange, the
Borough of Hastings, and the Local
Government Districts of Pudsey,
Tunbridge Wells, and Whittington.

(Prepared and brought in by
Mr. Salt and Mr. Sclater-Booth.)

Ordered, by The House of Commons, to be Printed,
16 May 1877.

[Bill 170.]

Under 3 oz.

A

B I L L

TO

Confirm certain Provisional Orders of the Local Government Board relating to the Local Government Districts of Horbury, Hyde, Luton, and Skipton. A.D. 1877. —

WHEREAS the Local Government Board have, as regards the districts herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health Act, 1875 :

5 And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted in reference to certain of the said districts :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and
10 Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and
15 force. The Provisional Orders in schedule confirmed.

2. When the Order hereby confirmed whereby the Local Government District of Luton is dissolved comes into operation, so much only of the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by or attaching to or vested in the Luton
20 Local Board as are exerciseable by or attach to or are vested in a rural sanitary authority under the Public Health Act, 1875, shall be transferred to the Guardians of the Poor of the Luton Union, as the Sanitary Authority for the Rural Sanitary District of that Union. Special provision for the Luton District.

25 3. All the property, effects, liabilities, and obligations belonging to, or vested in, or attaching to the Luton Local Board, and not transferred to the said Guardians as aforesaid, shall, when the
[Bill 126.] Special provision for the property and debts of the

A

A.D. 1877. Provisional Order relating to the Local Government District of Luton
 Luton Local Board. hereby confirmed comes into operation be transferred to and vested
 in the Mayor, Aldermen, and Burgesses of the borough of Luton,
 acting by the Council, as the Urban Sanitary Authority for that
 borough, and all such liabilities and obligations shall be chargeable 5
 upon the district fund and general district rates of the said
 borough.

Special pro- 4. The part of the said Luton Local Government District by the
 vision as to said Order merged in the said Rural Sanitary District of the Luton
 highways in Union shall, when the said Order comes into operation, be annexed 10
 dissolved to and united with the Hamlet of West Hyde, now included in the
 Luton Local Highway District of Luton, for all the purposes of the laws relating
 Government to the highways as fully thenceforth as if it had always formed
 District. part of the hamlet for such purposes.

Short title. 5. This Act may be cited as the Local Government Board's 15
 Provisional Orders Confirmation (*Horbury, &c.*) Act, 1877.

SCHEDULE.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF HORBURY.

Provisional Order for altering and amending the Horbury Local Board Act, 1874.

- 5 To the Horbury Local Board, being the Sanitary Authority for the Urban Sanitary District of Horbury, in the West Riding of the County of York; —

And to all others whom it may concern.

- 10 WHEREAS the Local Government District of Horbury, in the West Riding of the County of York, is an Urban Sanitary District, of which the Horbury Local Board are the Urban Sanitary Authority, and the Horbury Local Board Act, 1874, is in force in the said District;

- 15 And whereas by Section 37 of the said Act it is enacted that the said Local Board may by virtue of that Act, and with the approval of the Local Government Board, and independently of any borrowing powers under any other Act, borrow at interest, on the security of the District Fund Account and General District Rate, such money as they think requisite for the execution of that Act, not exceeding the sum of thirty-four thousand pounds, and may mortgage the District Fund Account and General District Rate to secure the
- 20 repayment of the money borrowed, with interest, accordingly;

And whereas by Section 45 of the same Act it is further enacted that all money borrowed by the said Local Board under that Act shall be applied for purposes of that Act for which capital is properly applicable, and not otherwise;

- 25 And whereas by Section 63 of the same Act it is also enacted that the costs, charges, and expenses preliminary to and of and incidental to the preparing of and applying for and the obtaining and passing of that Act shall be charged on the General District Rate, and paid by the said Local Board;

- 30 And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or
- 35 his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875;

And whereas the first-mentioned Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875, and

A.D. 1877. the said Urban Sanitary Authority have applied to the Local Government Board to alter and amend the same as herein-after mentioned ;

And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon : 5

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from and after the Twenty-ninth day of September, One thousand eight hundred and seventy-seven, the following provisions shall take effect, viz. :—

I. Section 37 of the said Horbury Local Board Act, 1874, shall be altered 10 and amended in manner following, that is to say ;—

The Horbury Local Board may borrow, in accordance with and under and subject to the provisions of the said Act, and in addition to the sum of thirty-four thousand pounds therein mentioned, such further sum of money as may be necessary to defray so much of the costs, charges, and expenses mentioned 15 in Section 63 of the same Act as have, in the opinion of the Local Government Board, been properly incurred.

II. The provisions of Section 45 of the said Local Act shall not apply to any moneys borrowed by the said Local Board under the said Local Act, in pursuance of this Order. 20

III. Section 63 of the said Local Act shall be altered in manner following ; that is to say,—

So much of the costs, charges, and expenses therein mentioned as have, in the opinion of the Local Government Board, been properly incurred, may be paid by the said Local Board out of moneys to be borrowed by them under Section 37, 25 in pursuance of this Order.

Given under the Seal of Office of the Local Government Board, this
Twenty-ninth day of March, in the year One thousand eight
hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President. 30
THOS. SALT, Secretary.

LOCAL GOVERNMENT DISTRICT OF HYDE.

*Provisional Order for partially repealing and altering the Hyde Local
Board (Waterworks) Act, 1870.*

To the Hyde Local Board, being the Sanitary Authority for the Urban 35
Sanitary District of Hyde, in the County of Chester ;—

And to all others whom it may concern.

WHEREAS by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority

of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or
5 his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875 ;

A.D. 1877.

And whereas the Local Government District of Hyde is an Urban Sanitary District, of which the Hyde Local Board are the Urban Sanitary Authority, and the Hyde Local Board (Waterworks) Act, 1870, is in force in
10 the said District ;

And whereas the last-mentioned Act is a Local Act within the meaning of, and relates to the same subject-matters as, the Public Health Act, 1875, and the said Urban Sanitary Authority have applied to the Local Government Board to partially repeal, alter, and amend the same as herein-after mentioned ;

15 And whereas the Local Government Board, on receipt of such application, directed a Local Inquiry to be held on the subject, and the same was held, after due public notice, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order that, from
20 and after the Twenty-ninth day of September, One thousand eight hundred and seventy-seven, Section 39 of the said Local Act, which incorporates the provisions of the Commissioners Clauses Act, 1847, with respect to mortgages to be executed by the Hyde Local Board, shall be wholly repealed, except so far as the same shall have been acted upon, and in lieu thereof it
25 shall be provided that Sections 234, 236, 237, and 238 of the Public Health Act, 1875, shall apply to the balances, outstanding on the said Twenty-ninth day of September, of the loans, and to all loans thereafter to be raised under the said Local Act, and that such balances and loans shall, as regards their repayment and re-borrowing, be subject to, and be deemed to have been
30 borrowed under, the provisions of the said Public Health Act, 1875.

Provided, that all matters and things commenced under the authority of the section hereby repealed, and not concluded before the said Twenty-ninth day of September, may be continued under the same authority until concluded.

Given under the Seal of Office of the Local Government Board, this
35 Fifth day of April, in the year One thousand eight hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

A.D. 1877.

LOCAL GOVERNMENT DISTRICT OF LUTON.

Provisional Order for dissolving the Local Government District of Luton.

To the Luton Local Board, being the Sanitary Authority for the Urban Sanitary District of Luton, in the County of Bedford;—

To the Guardians of the Poor of the Luton Union, in the Counties 5
of Bedford and Hertford, being the Sanitary Authority for the Rural Sanitary District of that Union;—

And to all others whom it may concern.

WHEREAS on or about the Nineteenth day of June, One thousand eight hundred and fifty, the Public Health Act, 1848, came into force in the 10
Township of Luton, in the County of Bedford, and the said Township is therefore a Local Government District within the meaning of the Public Health Act, 1875 ;

And whereas by Section 6 of the last-mentioned Act, it is enacted that where any part of a Local Government District is situated within a Borough, 15
the remaining part of such Local Government District shall, for the purposes of that Act, continue subject to the like jurisdiction as it would have been subject to if that Act had not been passed, unless and until the Local Government Board, by Provisional Order, otherwise direct ;

And whereas by Section 270 of the same Act, it is further enacted that 20
the Local Government Board may, by Provisional Order, dissolve any Local Government District, and may merge any such District in some other Urban or Rural Sanitary District or Districts ;

And whereas by Section 275 of the same Act, it is also enacted that every Order made by the Local Government Board under Part VIII. of 25
that Act, which includes Section 270 above mentioned, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order), and that from and after the commencement of the Order all the powers, rights, duties, capacities, liabilities, obligations, and property which under that Act are exerciseable by or attaching to or vested in 30
the Sanitary Authority having under that Act jurisdiction in any District or part of a District which is by such Order included in some other District, shall (so far as the same relate to the District or part of a District so included) pass to and vest in the Sanitary Authority of such other District ; and that any Order made in pursuance of that part of the Act may, if necessary, provide for the 35
settlement of any differences, or the adjustment of any accounts or apportionment of any liabilities arising between districts, parishes, or other places in consequence of the exercise of any powers conferred by that part of the Act, and may direct the persons by whom and to whom any moneys found to be due are to be paid, and the mode of raising such moneys ; 40

And whereas the Local Government District of Luton is an Urban Sanitary District, of which the Luton Local Board is the Urban Sanitary Authority ;

A.D. 1877.

To the Guardians of the Poor of the Skipton Union, in the same Riding, being the Sanitary Authority for the Rural Sanitary District of that Union ; —

To the Inhabitants of that part of the Township of Skipton which is situate in the said Rural Sanitary District ; —

5

And to all others whom it may concern.

WHEREAS by Section 270 of the Public Health Act, 1875, the Local Government Board are empowered, by Provisional Order, to declare the whole or any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that thereupon the included area shall, for the purposes of that Act, be deemed to form part of the District in which it is included by such Order ;

10

And whereas by Section 275 of the said Public Health Act, 1875, it is enacted that every Order made by the Local Government Board under Part VIII. of that Act, which includes Section 270 above recited, shall specify the day on which such Order shall come into operation (in that Act referred to as the commencement of the Order) ; and that where any Local Government District is increased in extent under that part of the Act, the Order shall prescribe the number of members to be elected for the District when altered ;

15

20

And whereas the Local Government District of Skipton, in the West Riding of the County of York, which comprises part of the Township of Skipton, is an Urban Sanitary District, of which the Skipton Local Board are the Urban Sanitary Authority ;

25

And whereas the remainder of the Township of Skipton is situated in that part of the Rural Sanitary District of the Skipton Union, in the same Riding, which immediately adjoins the said Local Government District of Skipton, and it is expedient that the said Local Government District be extended so as to include the remainder of the said Township ;

30

And whereas the Local Government Board directed a Local Inquiry to be held on the subject of the proposed extension of the said Local Government District, and the same was held, after due public notice thereof, and report has been made to them thereon :

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that, All that part of the said Township of Skipton which is comprised in the Rural Sanitary District of the Skipton Union shall be included in, and shall, for the purposes of the Public Health Act, 1875, be deemed to form part of the Local Government District of Skipton.

35

40

And We do hereby Order as follows ; viz. :—

I. This Order shall come into operation on the Twenty-fourth day of June, One thousand eight hundred and seventy-seven.

II. The number of members constituting the Skipton Local Board shall, from A.D. 1877. and after the said Twenty-fourth day of June, remain and be the same as — before the date of this Order.

5 Given under the Seal of Office of the Local Government Board, this
 Twenty-second day of March, in the year One thousand eight
 hundred and seventy-seven.

(L.S.)

G. SCLATER-BOOTH, President.
THOS. SALT, Secretary.

**Local Government
Provisional Orders
(Horbury, &c.)**

A

B I L L

TO

Confirm certain Provisional Orders of
the Local Government Board relating
to the Local Government Districts of
Horbury, Hyde, Luton, and Skipton.

(*Prepared and brought in by
Mr. Salt and Mr. Selater-Booth.*)

*Ordered, by The House of Commons, to be Printed,
9 April 1877.*

[Bill 126.]

Under 2 oz.

A
B I L L

TO

Confirm a Provisional Order under The Local Government Act, 1858, and The Sewage Utilization Act, 1865, relating to Dungannon. A.D. 1877.

WHEREAS the Commissioners of Public Works in Ireland have, in pursuance of the above-mentioned Acts, duly made the Provisional Order contained in the schedule to this Act annexed, and it is expedient that said Order should be confirmed : Preamble.
21 & 22 Vict.
c. 98.
28 & 29 Vict.
c. 75.

5 Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The said Order set out in the said schedule shall be and the Provisional
Order in
schedule
confirmed.
10 same is hereby confirmed, and all the provisions of the same shall from and after the passing of this Act have full validity and force.

2. This Act may be cited for all purposes as "The Commissioners Short title.
" of Public Works in Ireland Provisional Order (Dungannon
15 " Water and Sewerage Works) Confirmation Act, 1877."

A.D. 1877.

SCHEDULE.

PROVISIONAL ORDER.

The Local Government Act, 1858, and The Sewage Utilization Act, 1865 (21 & 22 Vict. c. 98; 28 & 29 Vict. c. 75).

DUNGANNON WATER AND SEWERAGE WORKS.

5

WHEREAS the Guardians of the Poor of the Dungannon Union, acting as the Rural Sanitary Authority, have incurred or are about to incur expenses for the purpose of supplying water to the town of Dungannon in the county of Tyrone, and constructing sewers therein, said works being herein-after referred to as the said undertakings :

10

And whereas the said Guardians have presented a Petition to the Commissioners of Public Works in Ireland, herein-after called "the said Commissioners," praying that power may be conferred on them to borrow for the purposes of the said undertakings, on mortgage of the rates leviable by them, two sums of thirteen thousand five hundred pounds and three thousand one hundred and sixty-five pounds, making in the whole the sum of sixteen thousand six hundred and sixty-five pounds, such amount exceeding one year but not exceeding two years of the assessable value of the premises assessable within the district comprised in the Electoral Division of Dungannon aforesaid, such amount to be repaid within the period of fifty years :

15

20

And whereas the said Commissioners have caused inquiry to be made on said Petition :

Now, therefore, We, the said Commissioners of Public Works in Ireland, by virtue of the powers in us conferred in and by the 16th section of "The Sewage Utilization Act, 1865," do hereby declare and provisionally order that the said Guardians of the Poor of the Dungannon Union shall and may be at liberty to borrow, on mortgage of the rates leviable by them in said Electoral Division of Dungannon, any sum not exceeding the sum of sixteen thousand six hundred and sixty-five pounds, the same to be repayable within a period not exceeding fifty years.

25

30

Dated at the Office of the Commissioners of Public Works, Dublin, the 3rd day of May 1877.

J. G. M'KERLIE, }
W. R. LE FANU, } Commissioners.

Local Government Provisional Order (Sewage).

A

B I L L

To confirm a Provisional Order under
The Local Government Act, 1868,
and The Sewage Utilization Act,
1865, relating to Dungannon.

*(Prepared and brought in by
Mr. William Henry Smith and Sir Michael
Hicks Beach.)*

*Ordered, by The House of Commons, to be Printed,
17 May 1877.*

[Bill 175.]

Under 1 oz.

Local Government in Towns (Ireland) Bill.

ARRANGEMENT OF CLAUSES.

Clause.

1. Short title.
2. Interpretation.
3. Application of Act.
4. Existing governing bodies, when to go out.
5. One half of members of governing body to be elected by owners, and one half by occupiers. Number of governing body to be an even number.
6. Rotation.
7. Manner of making the rotation list.
8. Retiring members eligible to be re-elected.
9. Occasional vacancies of governing body to be filled up by fresh elections.

Qualification of Voters.

10. Qualification of voters at election of governing bodies. In Dublin, as owners; as occupiers. Elsewhere than Dublin, as owners; as occupiers. Exception of aliens and paupers.
11. Voters in corporate towns to be burgesses.
12. Power to vote both as owners and occupiers.
13. Proportion of rate to be deducted from rent by occupiers.
14. Where more than one rent is paid.
15. Restriction of power of making deductions.
16. Receipts for rates to be taken in payment of rent.
17. Definition of ratepayer.
18. Electors to have plural votes in proportion to property.
19. Joint ratepayers, how to vote.
20. Corporations and companies, and government, how to vote.

[Bill 34.]

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Clause.

- 21. Qualification of members of governing body; as owners representatives; as occupiers representatives.
- 22. Disqualifications.

Registers of Voters.

- 23. Who to send in claims to vote.
- 24. Town clerk to prepare lists of persons entitled to vote.
- 25. Penalty on collectors, &c. neglecting their duties.
- 26. Persons omitted from lists to give notice to the town clerk.
- 27. Revision of lists.
- 28. Additional revising barristers may be appointed.
- 29. Revised lists to be copied by town clerk into a book.
- 30. Copies of registers, &c. to be made for sale.
- 31. Compensation to officers.
- 32. Expenses, how to be defrayed.
- 33. Delivery of notices.

Procedure at Elections.

- 34. Elections of governing body, how to be conducted.

SCHEDULES.

A
B I L L

TO

Reform and assimilate the Systems of Local Government A.D. 1877.
in force in Towns in Ireland.

WHEREAS it is expedient that the law relating to municipal elections in Ireland should be amended :

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal,
5 and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. This Act may be cited as "The Municipal Elections (Ireland) Short title.
Act, 1877."

2. In the construction of this Act the following words and Interpreta-
tion.
10 expressions shall, except where the context excludes such construction, be interpreted as follows :

The word "town" shall include a city, town, corporate borough, market town, county of a city, county of a town, or other town in Ireland, and in relation to any governing body shall mean
15 the area within which such governing body has jurisdiction :

The terms "governing body" and "local rate," in relation to any town described in the first column of the Schedule (A.) to this Act annexed, shall mean the persons or bodies of persons, and the rate in that behalf respectively described in the second and
20 third columns of the said schedule :

The expressions "returning officer" and "town clerk," used in relation to any town described in the said schedule, shall mean the persons in that behalf respectively described in the fourth and fifth columns of the said schedule :

25 The expression "town hall" shall include the offices of any commissioners, municipal commissioners, town or township commissioners, of any town in which this Act is in force :

The expression "commencement of this Act," in relation to any town mentioned in the first column of the said schedule, shall
30 mean the day on which this Act shall come into force in such town :

[Bill 34.]

A

A.D. 1877.

The term "special Act," in relation to any governing body, shall mean and include any and every Act of Parliament under the provisions of which such governing body is constituted, and in the execution of which such governing body is acting :

The word "prescribed," used in this Act in reference to any matter therein stated, shall be construed to refer to such matter as the same shall be prescribed or provided for in the special Act, and the sentence in which such word occurs shall be construed as if instead of the word prescribed the expression "prescribed for that purpose in the special Act" had been used :

The expression "revising barrister" shall mean, with respect to any city, town, or borough returning a member or members to sit in Parliament, the chairman or barrister having jurisdiction to revise the list of parliamentary voters for such city, town, or borough ; and with respect to any other town, the chairman or barrister having jurisdiction to revise the list of parliamentary voters of the county or the riding thereof within which such town is situated, or the deputy of such chairman or barrister, or any barrister appointed under the provisions of this Act to revise the lists of voters in any town in which this Act is in force :

The word "rent" shall include every reservation or sum or value rendered either in money or otherwise by any tenant, or under any contract for or in respect of the occupation, use, or enjoyment of any lands and premises, and also every fee farm rent, rent seck, head rent, and chief rent :

The expression "Valuation Acts" shall mean the Act of the fifteenth and sixteenth years of the reign of Her present Majesty, intituled "An Act to amend the laws relating to the valuation of rateable Property in Ireland," and any Act or Acts amending the same :

The expression "Poor Law Acts" shall mean the Act of the first and second years of the reign of Her present Majesty, intituled "An Act for the more effectual relief of the destitute Poor in Ireland," and any Act or Acts amending the same ; and the expression "net annual value" used in relation to any lands or premises shall have the same meaning as that expression has under the Poor Law Acts :

The expression "lands and premises" shall include all rateable hereditaments within the meaning of the Poor Law Acts.

:

3. The provisions of this Act shall come into force in all towns described in the Schedule (A.) to this Act annexed, at the times herein-after respectively mentioned with reference to such towns; that is to say, A.D. 1877.
Application
of this Act.

5 In every town described in Part I. of the said schedule, from and after the passing of this Act :

In every town described in Part II. of the said schedule which, at the time of the passing of this Act, contains a population exceeding *six thousand*, from and after the passing of this Act :

10 In every town described in Part II. of the said schedule which, at the time of the passing of this Act, contains a population not exceeding *six thousand*, from and after the time when the population of such town shall exceed *six thousand*.

In estimating at any time the population of any town the population mentioned in the census or abstract then last laid before Parliament, as by law required, with reference to such town shall be deemed to be the population thereof : Provided always that this Act shall not cease to be in force in any town in which it has once come into operation in consequence of the number of the population of such town falling below *six thousand*.

20 Provided also that until after the formation of the first registers of voters under this Act in any town, all elections shall be held, and all persons shall be qualified to vote in the manner and subject to the conditions in force in such town at the time of the passing of this Act.

4. On the *twenty-fifth day of November* which shall first occur after the formation of the first registers of voters in any town under the provisions of this Act, or, if such day be a Sunday, then on the following day, (which day is in this Act referred to as "the first Existing
governing
bodies, when
to go out.
30 " election "), all the members of the governing body of such town shall go out of office, but shall be eligible for re-election, and on the same day persons shall be elected to be members of such governing body as provided for by this Act.

In every town in which the day prescribed for the election of the governing body shall occur between the *first day of August* next after the commencement of this Act within such town and the *twenty-fifth day of November* then next following, both inclusive, no election shall be held on such day, but every member of such governing body then holding office shall continue to hold such office until the said *twenty-fifth day of November*, and shall have all the powers and be subject to all the duties and be entitled to the same,

[34.]

A 2

A.D. 1877. — or a proportion of the same, salary and fees of such office for the time for which he shall act as if he had been elected to such office on the day prescribed for the election of the governing body of such town, and had continued in office until the *twenty-fifth day of November* then next following. 5

One half of members of governing body to be elected by owners, and one half by occupiers.

Number of governing body to be an even number.

5. At and after the first election in any town one half of the members of the governing body, or if such town be divided into wards, one half of the members of the governing body for each ward shall be elected by persons qualified to vote as owners, and shall be styled "owners representatives," and the other half shall be 10 elected by persons qualified to vote as occupiers, and shall be styled "occupiers representatives;" and where before the commencement of this Act the number of members of the governing body of any town, or the number of members of such governing body elected for any ward of such town, was not a number which is 15 divisible by two, the Local Government Board of Ireland may by order under the hand of their secretary, to be published in the Dublin Gazette and in some newspaper circulating in such town, increase or diminish the number of the governing body in such town, or the number of members thereof elected for any ward or 20 wards, or for all the wards therein, so as to make such number a number which is divisible by two; and in making such increase or reduction the Local Government Board shall have regard to the circumstances of each such town and to the provisions of this Act, and may, if they think fit, cause a local inquiry to be held 25 in such town for the purpose of obtaining information as to the circumstances of such town, and the most convenient mode of giving effect to the objects of this Act.

Rotation.

6. The members of the governing body of any town elected at the first election shall go out of office by rotation in the following 30 manner; viz., on the *twenty-fifth day of November* in the year following the first election, *one third* of the members of such governing body shall go out of office, and on the *twenty-fifth day of November* in the following year, another *third* of the members of such governing body shall go out of office, and on the *twenty-fifth* 35 *day of November* in the following year, the remainder of the members of such governing body shall go out of office, and on the *twenty-fifth day of November* in every subsequent year, *one third* of the members of such governing body (being those who have been longest in office) shall go out of office; and in each instance the 40 places of the retiring members of the governing body, if owners

representatives, shall be supplied by the election on the *twenty-fifth day of November* in each year of a like number of owners representatives, and if occupiers representatives by the election on such day of a like number of occupiers representatives in the manner
 5 by this and the special Act provided. A.D. 1877.

Provided always, that if the number of members of the governing body be some number not divisible by three the governing body shall in each case determine what number of such members, as nearly one third as may be, shall go out of office, so that no member
 10 shall remain in office longer than *three years* without being re-elected.

7. In order to determine the rotation by which the first members of the governing body of any town shall go out of office, such governing body shall within one month after the first election meet
 15 at some convenient place for the purpose of forming a rotation list, and at such meeting the town clerk or some person to be then appointed for that purpose by such governing body, shall write the names of all the members of such governing body on separate slips of paper, all as nearly as may be of equal size, and having folded
 20 them up in the same manner, he shall put them into a ballot box, and shall in the presence of the meeting draw out such slips of paper in succession, and the names upon the slips so drawn shall be written by such town clerk or other person in a list in the order in which they are drawn, or where the governing body are elected
 25 for wards in as many lists as there are wards, and in the order aforesaid, each list containing the names of the members of the governing body for one such ward only, and every such list shall be kept by the town clerk among the papers of the governing body, and the names therein shall be numbered consecutively, and the
 30 members of the governing body shall retire from office in the order in which their names appear on such list or lists, as the case may be, in the proportions in this Act mentioned.

8. Every member of any governing body going out of office by rotation may be re-elected, and after such re-election he shall with
 35 reference to going out by rotation be considered as a new member. Retiring members eligible to be re-elected.

9. If any extraordinary vacancy shall be occasioned in the governing body of any town, the persons entitled to vote at the election of such governing body, or where such town is divided into wards, the persons entitled to vote at the election of the members of such
 40 governing body for the ward in which such vacancy has occurred, shall, on a day to be fixed by the returning officer (such day not to Occasional vacancies of governing body to be filled up by fresh elections.

A.D. 1877. be later than ten days after such vacancy) elect from the persons qualified to be members of such governing body, another person qualified to supply such vacancy: Provided always, that if the member in whose room such person is to be elected was an owners representative, no person not qualified to vote as an owner as 5 herein-after provided shall vote at such election; and if the member in whose room such person is to be elected was an occupiers representative, no person not qualified to vote as an occupier shall vote at such election; and such election shall be held and the voting and other proceedings, in case of a contest, shall be conducted in the 10 prescribed manner; and every person so elected shall hold such office until the time at which the person in the room of whom he was chosen would regularly have gone out of office, and he shall then go out of office, but shall be capable of immediate re-election if then qualified as prescribed. 15

Qualification of Voters.

Qualification
of voters at
election of
governing
bodies.

10. In addition to the persons heretofore qualified by law to vote at the election of members of the governing body of any town in which this Act is in force, every man who is a ratepayer within the meaning of this Act and who is qualified as follows, shall be entitled 20 to be registered and to vote at any such election; (that is to say,)

In Dublin,
as owners;

(1.) In the city of Dublin; every man of full age and not subject to any legal incapacity, who is entitled to receive rent arising from any lands and premises situated within the said city (in case such rent shall exceed all rent paid by 25 him in respect of the same lands or premises), or who, if the same were let to a tenant, would be entitled to receive the rent from the tenant thereof, shall, if duly registered, be entitled to vote as an owner:

As occupiers.

(2.) In the city of Dublin; every man of full age and not subject 30 to any legal incapacity, who is the actual occupier as tenant or owner of any house, warehouse, counting-house, or shop situated within the said city, shall, if duly registered, be entitled to vote as an occupier:

Elsewhere
than Dublin,
as owners;

(3.) In any town except Dublin; every man of full age and not 35 subject to any legal incapacity, who is entitled to receive rent arising from any lands or premises situated within such town, rated under the last rate for the time being at the net annual value of more than *four pounds*, (in case such rent shall exceed all rent paid by him in respect of the 40

same lands or premises,) or who, if the same were let to a tenant, would be entitled to receive the rent from the tenant thereof, shall, if duly registered, be entitled to vote as an owner : A.D. 1877.

- 5 (4.) In any town except Dublin; every man of full age and not subject to any legal incapacity, who is the actual occupier as tenant or owner of any house, warehouse, counting-house, or shop situated within such town, rated under the last rate for the time being at the net annual value of more than *four pounds*, shall, if duly registered, be entitled to vote as an occupier. As occupiers.

15 Provided always, that no such person shall be entitled to be registered and to vote as aforesaid unless he shall have been rated to the local rate then last levied in respect of such land or premises, and shall have been the owner or occupier of such lands or premises, or other lands or premises of a like nature, within such town, and rated as aforesaid for the space of twelve months at least next preceding the *last day of June* then last past; nor unless he shall on or before such *last day of June* in such year have paid or discharged all such rates as aforesaid as shall have become payable by him in respect of such lands or premises and all poor rates, grand jury cess, and local rates, except such of the said rates as shall have become payable by him within the six months next preceding such *last day of June*.

- 25 Provided also, that no person being an alien, or who, within the twelve calendar months next preceding the said *last day of June*, shall have received relief by order of any board of guardians, or of any paid officer appointed under the Poor Law Acts, shall be entitled to be registered or to vote. Exception of aliens and paupers.

- 30 11. Every man who is entitled under the provisions of this Act to be registered, and to vote at the election of the governing body, or of any members thereof, of any town described in Part I. of the Schedule (A.) to this Act annexed, shall be deemed to be a burgess of such town, and a member of the body corporate of the mayor, aldermen, and burgesses of such town. Voters in corporate towns to be burgesses.

12. Any person who is qualified to vote both as owner and also as occupier of the same lands and premises shall be entitled to vote both as an owner and also as an occupier. Power to vote both as owners and occupiers.

- 40 13. If in any town in which this Act is in force, any person occupying lands and premises is liable to pay a rent, and is also

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Proportion of rate to be deducted

A.D. 1877. liable to pay local rate in respect of the same, such person may deduct from such rent for each pound of the rent which he shall be liable so to pay one half of the sum which he shall have paid as rate in respect of each pound of the net annual value of such lands and premises (whether such rent shall be greater or less than such net annual value), and so in proportion for any less sum than a pound : Provided always, that in no case shall it be lawful for such person to deduct from such rent a larger sum than one half the amount of the rate which he shall have paid in respect of such lands and premises. 10

Where more than one rent is paid.

14. Where any person receiving rent in respect of any lands or premises shall also pay a rent in respect of the same, he shall be entitled to deduct from the rent so paid by him a sum bearing such a proportion to the amount of local rate deducted from the rent received by him as the rent paid by him bears to the rent received by him : Provided always, that every lessor rated under the provisions of the Local Act, instead of any occupier of lands or premises, shall be entitled to deduct from any rent paid by him in respect of such lands and premises, a sum bearing such a proportion to one half of the entire rate on such property as the rent paid by him bears to the net annual value of such lands and premises. 15 20

Restriction of power of making deductions.

15. The power by this Act given of making a deduction from any rent payable by any person in respect of rate which has been paid, or in respect of any deduction which has been made from any rent received by such person, shall be subject to the following restrictions : 25

(1.) In the case of a person having no greater interest in the lands and premises in respect of which such rate is made than a tenancy at will, tenancy from year to year, or lease or agreement for a term not exceeding one year of such lands or premises in any town, such power shall not be exercised in respect of any rate which shall become payable before the expiration of *one year* from the day which shall first occur after the commencement of this Act in such town, on which notice may by law be given by the landlord of such lands or premises of his intention to terminate such tenancy : 30 35

(2.) In the case of a lease or agreement for a lease granted or made before the commencement of this Act of any lands or premises in any town for a term exceeding one year, no 40

A.D. 1877.

such deduction shall be made in respect of any rate or rent which shall become payable before the expiration of three years from the commencement of this Act in such town, and where any such deduction has been made from any such rent, the person entitled to receive such rent may serve a notice, in the form in Schedule (B.) to this Act annexed, or to the like effect, on the person liable to pay such rent, requiring such person to pay an annual sum equivalent to the proportionate part of the rate or sum deducted from such rent, calculated on the average amount of such rate during the *three years* next preceding, in addition to the rent previously paid by such person; and from and after the receipt of such notice, such person shall be liable to pay, and shall pay the sum mentioned in such notice in addition to the sum previously payable by such person in respect of rent; and all actions, suits, and proceedings which might have been commenced and prosecuted by the person entitled to receive the rent payable before the service of such notice for the recovery of the same, may be commenced and prosecuted for the purpose of recovering the rent so increased as aforesaid, as fully and effectually as they might have been commenced and prosecuted for the recovery of the rent payable before the service of such notice as aforesaid; and the service of such notice and the recovery of such increased rent as aforesaid by the person entitled to receive the same, shall not be deemed a disturbance of such tenant in his holding by the act of the landlord within the meaning of "The Landlord and Tenant (Ireland) Act, 1870."

16. In all cases the receipt for local rate in respect of any lands or premises in any town in which this Act is in force shall be accepted by every person entitled to receive rent in respect of the same lands and premises in lieu of such a sum of money, and in full consideration of such portion of rent as the person tendering such receipt is hereby entitled to deduct from such rent by reason of his payment of the rate for which such receipt shall be given: Provided always, that no deduction on account of any payment of rate under this Act shall be held to be a discharge of any portion of any gale or quarterly or other payment of rent due from the person entitled to make such deduction, so as to prejudice the right of any landlord to recover the possession of any lands or premises by ejection for non-

Receipts for
rates to be
taken in pay-
ment of rent.

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A.D. 1877. — payment of the rent thereof in any case where the remaining portion of such gale shall be unpaid, but that it shall and may be lawful for such landlord to proceed for the recovery of such lands and premises by ejectment, as effectually as if the entire gale or quarterly or other payment of rent out of which such deduction is hereby allowed had 5 remained wholly due and unpaid: Provided also, that no deduction shall be made from any rentcharge granted by way of jointure, or any other rentcharge or annuity granted, limited, or devised for a life or lives in being only, or for years determinable on a life or lives in being. 10

Definition of ratepayer. 17. Every occupier paying local rate and not entitled to deduct the whole thereof from the rent paid by him, and every person receiving in respect of any lands or premises rent from which any deduction shall be made on account of local rate, in case such rent shall exceed all rent paid by him in respect of the same lands or 15 premises, shall be deemed to be a ratepayer within the meaning of this Act.

Electors to have plural votes in proportion to property. 18. At every election of the governing body of any town in which this Act is in force, when a local rate shall have been made, every ratepayer who under the last of such rates shall have paid 20 or be liable to pay rate (whether in one or in more than one sum or charge) in respect of lands and premises in such town, shall (if registered) have a vote or votes according to the scale herein-after mentioned; (the number of votes in the case of an occupier to be computed and allowed in respect of the net annual value of the 25 lands and premises occupied by him, and in the case of a person receiving rent and contributing rate in respect thereof to be computed and allowed according to the net amount of the rent received by him after deducting therefrom all rent which he may be liable to pay, and in respect of which he may be entitled to deduct from the 30 rate contributed).

Where the net annual value of such lands and premises so occupied or the net amount of such rent,—

Shall not amount to <i>twenty pounds</i>	-	-	<i>one vote ;</i>	
Shall amount to <i>twenty pounds</i> and not to <i>fifty pounds</i>	-	-	<i>two votes ;</i>	35
Shall amount to <i>fifty pounds</i> and not to <i>one hundred pounds</i>	-	-	<i>three votes ;</i>	
Shall amount to <i>one hundred pounds</i> and not to <i>one hundred and fifty pounds</i>	-	-	<i>four votes ;</i>	40

Shall amount to *one hundred and fifty pounds* and
not to *two hundred pounds* - - - *five votes* ;

A.D. 1877.

Shall amount to *two hundred pounds and upwards* *six votes* :

And in every case, except where the same person claims to vote
5 both as owner and also as occupier in respect of the same lands
and premises, if the occupier paying rates shall not be entitled to
deduct any part thereof from any rent paid by him, he shall have
double the number of votes above mentioned, and where the net annual
value of the rateable property shall exceed the rent paid by the
10 occupier he shall, in addition to his votes as occupier, have the same
number of votes as owner as if such excess of net annual value
were rent received and retained by him without deductions ; and
for the purpose of ascertaining the number of votes to which a
ratepayer shall be entitled, the aggregate amount of the valuation
15 under the Valuation Acts of the lands and premises in respect of
which he claims to vote shall be taken to be the annual value
thereof.

19. In case two or more ratepayers shall be jointly liable to pay
local rate, each of them shall be entitled to vote according to the
20 proportion and amount which shall be borne by him, and where one
only of the persons jointly liable shall claim to vote, he shall be
entitled to vote in respect of the whole of the lands and premises
in respect of which such ratepayers may be jointly liable.

Joint rate-
payers, how
to vote.

20. In cases of lands or premises belonging to or occupied by
25 any corporation aggregate, or any joint stock or other company, or
any department of the Imperial Government, no member of such
corporation, or proprietor of or interested in such company or officer
of such department shall be entitled to vote in respect thereof, but
any officer of such corporation or company or department of the
30 Imperial Government, as the case may be, whose name shall be
registered by the order or direction of the governing body of such
corporation or of the directors of such company or of the chief
officer or secretary of such department of the Government as their
proxy, shall be entitled to vote either as owner or occupier, or both
35 as owner and as occupier, as the case may be, in respect of such
lands or premises in the same manner as if he were himself qualified
to vote as owner or occupier, or both as owner and as occupier, in
respect thereof.

Corporations
and compa-
nies, and
government,
how to vote.

21. Every man of full age (not being in holy orders or a regular
40 minister of any religious denomination) whose name appears on

Qualification
of members
of governing
body ;

A.D. 1877. — any register of voters of any town described in the first column of the Schedule (A.) to this Act annexed, and who is qualified as follows, shall be eligible to be elected a member of the governing body of such town ; that is to say,

as owners
representa-
tives.

Every such man who is seised or possessed of real or personal 5
property, or both, of the clear value of *five hundred pounds* or
upwards above what will satisfy his debts, shall be eligible to
be elected as an owners representative :

as occupiers
representa-
tives.

Every such man who is in actual occupation of any house, ware-
house, counting-house, or shop within such town, rated at 10
the net annual value of *twelve pounds* or upwards under the
Poor Law Acts, shall be eligible to be elected as an occupiers
representative :

Provided always, that if two or more persons be jointly seised or
possessed of real or personal property, or both, of such value or 15
amount as would, if equally divided between them, qualify each to
be elected, or if two or more persons be jointly rated in respect
of any property which, if equally divided between them, would
qualify each to be elected, each of the persons so jointly seised,
possessed, or rated may be elected, but the same property shall not 20
at the same time qualify both the owner and the occupier thereof.

Disqualifi-
cations.

22. No bankrupt or other person not qualified as aforesaid shall be
capable of being elected as aforesaid ; and if any person after being
so elected shall lose or discontinue to hold his qualification or shall
be declared bankrupt, or shall compound with the creditors, or if any 25
member elected under this Act shall accept or hold any office or
place of profit under the governing body, of which he is a member,
or shall in any manner be concerned in any bargain or contract
entered into by such governing body, or participate in the profit
thereof, or of any work done under the authority of the local Act in 30
or for the town for which he is member, then and in every such case
such person shall, except in the cases next herein-after provided,
cease to be such member, and his office as such shall thereupon be-
come vacant ; and any person who, not being duly qualified to act
as member of the said governing body, or who after being disqualified 35
or disabled from acting by any provision of this Act, shall so act,
shall for every such offence be liable to a penalty of *fifty pounds*,
which may be recovered by any person, with full costs of suit, by
action of debt ; and in such action it shall be sufficient for the
plaintiff to prove in the first instance that the defendant at the time 40
when the offence is alleged to have been committed, acted as such

member, and the burden of proving qualification or negating dis- A.D. 1877.
qualification by reason of not being seised or possessed of the requisite
real or personal estate, or both, shall be upon the defendant: Pro-
vided always, that no person being a proprietor, shareholder, or mem-
5 ber of any company or concern established for the supply of water
or for the carrying on of any works of a like public nature, shall be
disabled from being, continuing, or acting as member of the said
governing body by reason of any contract entered into between such
company or concern and such governing body, but no such person
10 shall vote as member of the said governing body upon any question
in which such company or concern is interested: Provided also,
that all acts and proceedings of any person disqualified, disabled, or
not duly qualified as aforesaid, shall, if done previously to the
recovery of the last-mentioned penalty, be valid and effectual to all
15 intents and purposes whatsoever.

Registers of Voters.

23. On or before the *first day of August* which shall first occur after the commencement of this Act in any town, every corporation
aggregate, joint stock or other company, and department of the
20 Imperial Government, and every person whose name does not appear
in the valuation list of rateable property within such town made
under the Valuation Acts, and who claims to be entitled to vote at
the election of the governing body, or of any members thereof of
such town, and in every year except the first, every such cor-
25 poration, company, department, or person whose name or the name
of whose proxy does not appear on any register of voters made
under this Act for the previous year, shall deliver to the town
clerk a notice in writing in the form marked (1) in the Schedule (C.)
to this Act annexed, or to the like effect, giving his or their name
30 and address, and containing a description of the nature of his or
their interest or estate in the lands or premises in respect of which
he or they claim to be entitled to vote, and a statement of the
amount of all rent which he or they may receive or pay in respect
thereof, and of the person or persons from whom he or they may
35 receive, or to whom he or they may pay the same, and also stating
the number of votes which he or they claim to be entitled to under
the provisions of this Act at the election of the governing body of
such town or of the members of such governing body for any ward
thereof, and no proxy shall be entitled to vote on behalf of any
40 corporation aggregate, joint stock or other company, or depart-

Who to send
in claims to
vote.

A.D. 1877. — ment of the Government, unless such notice contain the name and address of such proxy, and a true copy of the resolution, minute, or order containing the appointment of such proxy.

Town clerk
to prepare
lists of per-
sons entitled
to vote.

24. On or before the *third day of August* in every year after the commencement of this Act in any town, the town clerk shall make 5
out from the notices delivered to him under the provisions of this Act, by persons claiming to vote, or to appoint proxies to vote in the election of the governing body or of any member thereof of such town, and also from the valuation list of rateable property within such town made under the Valuation Acts, separate lists of all persons 10
who shall appear to be entitled to be registered and to vote as owners and as occupiers respectively as aforesaid, and all the names in each such list shall be arranged alphabetically and numbered, beginning the numbers from the first name in each such list and continuing them in a regular series to the last name in such list; 15
and every such list shall be made out according to the form numbered (2.) in the Schedule (C.) to this Act annexed, or to the like effect, with so many columns as may be necessary for the insertion of the particulars herein-after mentioned of the several cesses, rates, or taxes payable within such town, and of the number of votes to 20
which any person whose name is entered on any such list appears to be entitled: Provided always, that in every town divided into wards, there shall be separate lists for those entitled to vote as owners and as occupiers respectively in each ward, and that the names of the persons appearing to be entitled as aforesaid to be 25
registered and to vote as aforesaid, shall be entered in the lists for the ward wherein the lands or premises by the ownership or occupation and rating whereof they may appear to be so entitled shall be situate, and the town clerk shall two days at the least before the *third day of August* in every year, summon or cause to be 30
summoned the collectors of all rates for the relief of the poor, and of grand jury cesses, and local rates, and of all rates and taxes payable in respect of premises within such town, to attend at his office at such time or times within the seven days next succeeding the said *third day of August* as he shall think necessary, with 35
all necessary books, papers, vouchers, and accounts, and they and each of them shall themselves, or by their sufficient deputies, attend accordingly at the office of the said town clerk, and shall in such order as the said town clerk shall direct for the more convenient despatch of business, enter in the columns of the said 40
lists appropriated to the taxes, rates, or cesses within their collection respectively, the amount of the last tax, rate, or cess paid by each

person named in such lists, or paid on account of the premises in respect whereof such person may be entitled to be registered as aforesaid, and the date of such payment and the amount of the tax, rate, or cess (if any) then due and unpaid by each such person, 5 or in respect of such premises as aforesaid, and the date when the same became due and payable, and shall sign the said columns, and on the completion of the entries so to be made in the said lists, the said town clerk shall cause a notice thereof to be fixed on or near the outer door of the town hall, or in some public and conspicuous 10 place within the town, and shall keep the said lists in his said office to be perused by any person without payment of any fee at all reasonable hours on every day (Sundays excepted) between the *twelfth* and the *twenty-fourth days of August* both inclusive, and shall deliver a copy thereof or any extract therefrom to any person 15 requiring the same on payment of a reasonable price not exceeding one halfpenny for every name with the entries attached thereto which may be included in such copy or extract so required, and such copy or extracts as aforesaid shall be delivered by the town clerk within four days from the date of the application.

A.D. 1877.

20 **25.** Any collector who shall neglect to perform the duties hereinbefore described shall forfeit a sum *not exceeding twenty pounds*, to be recovered by civil bill in any court having jurisdiction within such town by any person who shall sue for the same, one half to be paid to the person who shall sue for the same, and the other half, 25 after deducting the expenses of so suing, to be ascertained by such court, to be paid to Her Majesty, her heirs and successors.

Penalty on collectors, &c. neglecting their duties.

26. Every person whose name shall have been omitted in any such list, and every corporation, company, and department of the Imperial Government the name of whose proxy shall have been 30 omitted from any such list, and who shall claim to have his name or the name of such proxy inserted on any register of voters, or who claims to be entitled to a larger number of votes than the number which such person or proxy is stated to be entitled to in such list, shall, on or before the *twenty-fourth day of August* in every year, 35 give notice thereof to the town clerk in writing, according to the form number (1.) in the said Schedule (C.), or to the like effect; and every person whose name shall have been inserted in any such list for any town may object to any other person whose name appears on the same or any other list as not being entitled 40 to have his name inserted on any register of voters for such town, or as not being entitled to as many votes as he is stated to be

Persons omitted from lists to give notice to the town clerk.

A.D. 1877. — entitled to in such list; and every person so objecting shall, on or before the *twenty-fourth day of August* in every year, give to the town clerk, and also to the person objected to, or leave at the premises in respect of which the name of such person shall have been inserted in such list, notice thereof in writing according to the form number (3.) in the said Schedule (C.), or to the like effect; and the town clerk shall include the names of all persons so claiming to have their names inserted as "owners" and "occupiers," respectively, in separate lists, each of which lists shall be according to the form number (4.) in the said Schedule (C.), and shall also insert the names of all persons objected to (whether such persons are entered as "owners" or as "occupiers") in separate lists according to the form number (5.) in the said Schedule (C.), and where such claim or such objection is made on account of the number of votes which any person is stated to be entitled to, the town clerk shall specify in such lists the number of votes claimed or objected to, as the case may be, and shall cause copies of such lists to be fixed on or near the outer door of the town hall, or in some public and conspicuous situation within such town during the eight days next preceding the *eighth day of September* in every year, and the town clerk shall likewise keep a copy of the names of all the persons so claiming as aforesaid, and also a copy of the names of all persons so objected to as aforesaid, to be perused by any person without payment of any fee at all reasonable hours during the eight days (Sunday excepted) next preceding the *eighth day of September* in every year, and shall deliver a copy of each of such lists to any person requiring the same on payment of a sum not exceeding one shilling for each copy.

Revision of
lists.

27. In every year in which this Act shall be in force in any town in Ireland the revising barrister having authority to revise the register of parliamentary voters within such town, or for the county within which such town is situated, shall between the *eighth day of September* and the *tenth day of November* hold an open court within such town for the revision of the several lists so made out by the town clerk as aforesaid, and shall, *ten days* at least before the holding of the said court, give notice to the town clerk of the time at which the said court will be holden, and the said town clerk shall forthwith cause public notice thereof to be given by advertisement in one or more of the newspapers circulating in the district within which such town is situated, and shall cause a sufficient number of the copies of the said notice to be written or printed and published and posted in such town, and shall deliver copies thereof to the

collectors of all rates for the relief of the poor and of all grand jury cesses and local rates, and of all rates and taxes payable in respect of premises within such town, and to all other persons who shall have assisted or taken part in preparing any of the said lists, requiring them and each of them to attend such court, and the said persons shall attend such court and every lawful adjournment thereof, and shall answer upon oath all such questions as shall be put to them by the revising barrister presiding at such court touching anything done by them in execution of the provisions of the Act, and on the holding of such court, the town clerk shall bring the several lists so made out by him as aforesaid before such court, and the revising barrister shall at such court or at some lawful adjournment thereof revise the said lists, and shall upon sworn testimony or any other evidence satisfactory to such revising barrister amend the said lists by expunging therefrom the name of every person whose name shall appear therein who shall not be qualified, and by inserting therein the name of every person who shall be qualified to register and vote at the election of the governing body of such town or of any member thereof, and by increasing or reducing the number of votes to which any person mentioned in any such list is therein stated to be entitled, and by correcting and supplying all errors and omissions which shall be found in any of the said lists; and the said revising barrister shall write his initials against the names respectively expunged or inserted, and against the names of any persons the number of whose votes shall have been increased or diminished, and against any part of the said lists in which any error shall have been corrected, or any omission supplied, or any insertion made by him, and shall sign his name to every page of the several lists so settled, and when the revising barrister shall have revised, settled, and signed as aforesaid all the said several lists for any such town he shall cause the same to be delivered to the town clerk, who shall place and preserve the same among the records of the office and shall allow the same to be inspected at all reasonable times without hindrance, fee, or reward. Provided always, that it shall be lawful for the said revising barrister to adjourn the court for the purpose of revising the said lists from time to time up to and including the *tenth day of November* in each year.

Every revising barrister shall be remunerated at the rate of *ten guineas* for every day or part of a day he shall be so employed.

28. In case it shall appear to the Lord Lieutenant or other chief governor or governors of Ireland that from any cause the lists of

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Additional
revising bar-
risters may
be appointed,

A.D. 1877. — voters in any year for any town cannot be revised by the revising barrister within the period directed by this Act, he may appoint one or more additional barrister or barristers of not less than *five years* standing at the bar to act together with or in the place of such revising barrister or in such revision, and such barrister or barristers 5 so appointed shall have the same powers and authorities in every respect in regard to such revision, and shall be remunerated at the same rate, as such revising barrister.

Revised lists to be copied by town clerk into a book.

29. The town clerk shall keep the lists so revised, signed, and delivered to him as aforesaid, and shall cause the said lists to be 10 fairly and truly copied into two general lists in two books to be by him provided for that purpose, in one of which books, to be called the "owners register," the names of all persons entitled to vote as owners, and in the other, to be called the "occupiers register," the names of all persons entitled to vote as occupiers 15 shall be entered, and such names shall be arranged alphabetically in each ward (where the town is divided into wards) with every name therein numbered, beginning the number from the first name in the first ward, and continuing them in a regular series to the last name in the last ward, and shall cause such books to be com- 20 pleted on or before the *twentieth day of November* in every year, and shall deliver such books together with the lists at the expiration of his office to the person succeeding him in such office; and such books shall be the registers of the persons entitled to vote as owners and occupiers respectively, at any election of the governing body 25 of such town, or of any members thereof, which may take place between the *twenty-fifth day of November* inclusive in the year wherein such register shall have been made and the *twenty-fifth day of November* in the succeeding year, or until a new register of voters shall have been made. 30

Copies of registers, &c. to be made for sale.

30. The town clerk of every town in which this Act is in force shall cause to be written or printed copies of the registers of voters in every year, and shall deliver such copies to all persons applying for the same on payment of a reasonable price for each copy, not exceeding the sum of *threepence* for every *hundred* names, and so in 35 proportion for any lesser number; and the moneys arising from the sale thereof, and of the town clerk's lists, and of the lists of claims and objections as aforesaid, shall be applied in aid of the local rate.

Compensation to officers.

31. The governing body of any town in which this Act is in force may, on the petition of any person whose office or employment 40 is abolished by or under this Act, inquire whether any and, if any,

what compensation ought to be made to the petitioner, regard being had to the conditions on which his appointment was made, the nature of his office or employment, and the duration of his service; and if they think that his claim to compensation is established, they may
 5 award to him such compensation as under the circumstances of the case they think just and reasonable.

A.D. 1877.

32. The governing body of every town in which the Act is in operation shall take an account of the reasonable expenses incurred in carrying into effect the several provisions of this Act, so far as
 10 relates to the said lists, the registers of voters, and also to the remuneration of the revising barrister engaged in revising such lists as aforesaid, and shall order the same to be paid out of the local rate.

Expenses,
how to be
defrayed.

33. Any summons, notice, writ, or proceeding of any kind whatsoever to be served under the provisions of this Act upon any
 15 member of any governing body or upon any town clerk may be served upon him by being left at or sent through any post office to such member or to such town clerk, directed to him at the town hall or by being delivered to such member or to such town clerk personally; and in all cases in which any notice is by this Act
 20 required to be given to the owner or occupier of any premises it shall be sufficient to address the notice to such owner or occupier by the description of such owner or occupier (as the case may require) of the premises (naming them) in respect of which the notice is given, without further name or description, and the notice shall be served
 25 upon such owner or occupier, as the case may require, either personally or by delivering the same to some inmate of his or their place of abode, or in the case of the occupier and also in the case of the owner (if his place of abode be unknown), upon some inmate of the premises in respect of which such notice is given, or if there be
 30 no inmate in such premises, then in case the notice is required to be served on the occupier, and in case of the owner also (if his place of abode be unknown), it shall be sufficient to fix the notice upon some conspicuous part of such premises: Provided always, that in cases of notices to the owner, although his place of abode be known
 35 to the person delivering such notice, yet if it be not within the town it shall be sufficient to transmit any notice directed to him by name through the post.

Delivery of
notices.

Procedure at Elections.

34. Every election of the governing body or of any member thereof in any town in which this Act is in force shall be conducted in all respects in the manner in which such election would have

Elections of
governing
body, how
to be con-
ducted

[34.]

C 2

A.D. 1877. been conducted if this Act had not been passed, subject to the following modifications :

- (1.) Two forms of nomination papers shall be provided ; one form (each of which shall be headed " owners nomination paper ") shall be used exclusively for the nomination of 5 candidates for the office of owners representatives, hereinafter called " owners candidates " ; and the other form (each of which shall be headed " occupiers nomination paper ") shall be used exclusively for the nomination of candidates for the office of occupiers representatives, hereinafter 10 called " occupiers candidates " :
- (2.) In the case of a poll at any election two forms of ballot papers shall be provided ; one form (each of which shall be headed " owners ballot paper," and shall contain a list of owners candidates) shall be used exclusively for the 15 election of owners representatives ; and the other form (each of which shall be headed " occupiers ballot paper," and shall contain a list of the occupiers candidates) shall be used exclusively for the election of occupiers representatives : 20
- (3.) The presiding officer at every election shall deliver to each elector as many ballot papers as the votes which according to the register of voters such elector is entitled to give at such election, and the number stated in the copy of the register to be the number of each elector shall be marked on 25 the counterfoil of every ballot paper given to such elector ; and such elector shall record his vote on every such ballot paper, and shall dispose of the same in the manner prescribed in the Ballot Act, 1872, with respect to the ballot paper therein mentioned : 30
- (4.) Separate ballot boxes shall be provided to receive the ballot papers of the electors entitled to vote as owners and as occupiers respectively, and each of such ballot boxes shall have the words " owners ballot box " or " occupiers ballot " box," as the case may be, distinctly painted or written 35 on the outside thereof.

A.D. 1877.

SCHEDULES.

SCHEDULE (A.)

1st Column.	2nd Column.	3rd Column.	4th Column.	5th Column.
Description of Town.	Governing Body.	Local Rate.	Returning Officer.	---

5

PART I.

10	The city of Dublin -	The lord mayor, aldermen, and burgesses acting by the town council.	The borough rate -	The lord mayor -	The town clerk.
15	Towns corporate -	The mayor, aldermen, and burgesses acting by the town council.	The borough rate -	The mayor -	The town clerk.

PART II.

20	Towns containing a population of six thousand having commissioners appointed by virtue of an Act made in the ninth year of the reign of George the Fourth, intituled "An Act to make provision for the lighting, cleansing, and watching of cities and towns corporate and market towns in Ireland in certain cases."	The commissioners.	The rate which the commissioners are authorised to make, impose, collect, and levy under the provisions of the said Act of the ninth year of the reign of George the Fourth.	The chairman of the commissioners.	The clerk to the commissioners.
35	Towns containing a population of six thousand having municipal commissioners under 3 & 4 Vict. c. 108.	The municipal commissioners.	The borough rate -	The chairman of the municipal commissioners.	The clerk to the municipal commissioners.
45	Towns containing a population of six thousand having town commissioners under the Towns Improvement (Ireland) Act, 1854 (17 & 18, Vict. c. 103.).	The town commissioners.	The rate which the commissioners are authorised to make and levy under the provisions of the Towns Improvement (Ireland) Act, 1854, 17 & 18 Vict. c. 103.	The chairman of the township commissioners.	The clerk to the town commissioners.

[34.]

C 3

A.D. 1877.

1st Column.	2nd Column.	3rd Column.	4th Column.	5th Column.
Description of Town.	Governing Body.	Local Rate.	Returning Officer.	—
Towns or townships containing a population of six thousand having commissioners appointed under any local and personal Act for purposes similar to the purposes of the above - mentioned Acts.	The town or township commissioners.	Any rate which the commissioners are authorised to make and levy in any town or township under or by virtue of any local and personal Act in force in such town or township.	The chairman of the town or township commissioners.	The clerk to the town or township commissioners.

5

10

SCHEDULE (B.)

To [name and address]. 15

I hereby give you notice that, under the powers conferred upon me by the Municipal Elections (Ireland) Act, 1877, I shall, from and after the day of next, require you to pay the sum of pounds on the day of in every year [*or by equal half-yearly or quarterly payments on the 20 days to be stated*], in addition to the rent previously paid by you in respect of the [*house or warehouse, offices, counting-house, shop, &c.*] and premises occupied by you at [*describe situation*].

(Signed) 25

Address.

Date.

SCHEDULE (C.)

FORM (1.)

NOTICE OF CLAIM AS OWNER [*or OCCUPIER*]. 30

To the Town Clerk [*or Clerk to the Commissioners, &c.*] of the
Town of

I hereby give you notice that I claim to have my name entered as owner [*or occupier*] in the register of voters of this town, and

that I am the owner [*or occupier*] of [*here describe the lands or premises, house, warehouse, counting house, office, or shop then owned or occupied by the claimant*] in the said town, which is rated as being of the net annual value of pounds or upwards, and that

5 I receive pounds [*and pay pounds*] *or pay pounds* per annum as rent in respect thereof, and that I have owned [*or occupied*] the said premises [*or the said premises and other premises, describing such other premises within the said town*] for the space of [years *or months*] last past, and that I have paid
10 or contributed to the local rate within the meaning of the Municipal Elections (Ireland) Act, 1877, in respect of the said premises in proportion to my interest therein, and that I claim to be entitled to votes in respect thereof.

Dated the day of in the year .

15 (Signed) *A.B.*

[*Here state address.*]

[If the claim is made on behalf of a corporation, company, or any department of the Government, the above form should be followed *mutatis mutandis*; the name and address of the proxy should be added, and a copy of the resolution, minute, or order
20 appointing him; and the form should be signed by the secretary or some other officer on behalf of the corporation, company, or department, as the case may be.]

A.D. 1877.

SCHEDULE (C.)

FORM (2.)

List of PERSONS appearing entitled to be entered on the Register of Voters next to be made of the Town
 of _____
 (in the Ward of _____), in right of ownership [*or* occupation], and rating.
 Dated this _____ day of _____ in the year _____
 _____ (Signed) A.B., Town Clerk.

[illegible]

SCHEDULE (C.)

A.D. 1877.

FORM (3).

NOTICE OF OBJECTION.

To the town clerk of the town of _____ [or to A.B.,
5 *giving the name and address of the person objected to*].

I hereby give you notice that I object to the name of
[or to your name] [*describe the person objected to as described in
the list of the town clerk, &c.*] being retained on the list of voters
of this town; or [as being entered on the list of voters as being
10 entitled to more than _____ votes].

Dated the _____ day of _____ in the year _____
(Signed) A.B.

[*here state the address and property in respect of which he
is entitled to be qualified.*]

15 _____ Town Clerk.

SCHEDULE (C.)

FORM (4).

LIST OF CLAIMANTS.—OWNERS [*or OCCUPIERS*].

The following Persons claim to have their names inserted as
20 Owners [*or Occupiers*] on the register of voters of the town of _____

Number.	Christian Name and Surname of each Claimant.	Residence.	Description of Qualifying Property.	Number of Votes claimed.
25 1				
2				
3				
4				
&c.				

30 Dated the _____ day of _____ in the year _____
(Signed) A.B., Town Clerk.

A.D. 1877.

SCHEDULE (C.)

FORM (5).

LIST OF PERSONS OBJECTED TO.

Owners [or Occupiers] List.

The following Persons have been objected to as not being entitled 5
to have their Names retained on, or as not entitled to the number
of votes mentioned in the list of voters for the town of .

Number.	Christian Names and Surname.	Residence.	Description of Qualifying Property.	Number of Votes claimed.	Number of Votes admitted by Objector.	10
1						
2						
3						
4						
&c.						15

Dated the day of in the year
(Signed) A.B., Town Clerk.

Local Government in Towns (Ireland).

A

B I L L

To reform and assimilate the Systems of
Local Government in force in Towns in
Ireland.

*(Prepared and brought in by
Mr. Bruen and Sir Arthur Guinness.)*

*Ordered, by The House of Commons, to be Printed,
9 February 1877.*

[Bill 34.]

Under 4 oz.

A
B I L L

TO

Amend the Law with respect to the Annual Returns of Local Taxation in England, and for other purposes relating to such Taxation. A.D. 1877.

WHEREAS by the Local Taxation Returns Act, 1860, and other Acts, local authorities or their officers are required to make annually to one of Her Majesty's Principal Secretaries of State, or to the Local Government Board, returns of their receipts and expenditure, and of any rates, taxes, tolls, or dues levied by them, and it is expedient to make further provision respecting such returns :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The annual return required by law to be made of any receipts or expenditure of a local authority, or of any rates, taxes, tolls, or dues shall be made for the financial year ending on the *twenty-fifth day of March*, or on such other day as the Local Government Board may, in the case of any particular authority, rate, tax, toll, or due, or class of authorities, rates, taxes, tolls, or dues, from time to time prescribe.

Date for
annual
return of
local tax-
ation.

Every such return shall be sent to the Local Government Board and not to one of Her Majesty's Principal Secretaries of State, and shall be so sent within *one month* after the audit of the receipts and expenditure to which the return relates is completed, or if the audit is not completed within six months after the end of the financial year for which the return is to be made, then on the expiration of such *six months*, or if there is no audit, then within *one month* after the end of the said financial year.

For the purpose of any such return the date to which the accounts of any local authority are required by law to be made up, and the date at which such accounts are required by law to be

[Bill 220.]

A.D. 1877. audited, and auditors are required to be elected or appointed, may be altered by the local authority, with the approval of the Local Government Board: Provided that nothing in this section shall prevent any accounts being made up and audited at shorter periods than twelve months, so that one of such shorter 5 periods ends on the last day of the financial year for which the return of such accounts is to be made.

Obligation of clerk of local authority to send return, 2. Every return to which this Act applies shall be made by the clerk of the local authority, or where no clerk is appointed or acting, by the treasurer or other officer keeping the accounts of the receipts 10 and expenditure, rates, taxes, tolls or dues, to which the return relates, and any such clerk, treasurer, or other officer who makes default in making any such return shall be liable to a penalty not exceeding *twenty pounds* for each offence, to be recovered by action of debt in the High Court of Justice. 15

Definition of local authority. 3. The expression "local authority" in this Act means any justices, municipal or other corporation, board, guardians, sanitary authority, vestry, commissioners, inspectors, trustees, or other body of persons required by law to make to one of Her Majesty's Principal Secretaries of State, or to the Local Government Board, a return 20 of their receipts and expenditure, or of any rates, taxes, tolls, or dues levied by them or under their direction.

First return under Act. 4. The first return under this Act shall be made for the financial year ending in the year one thousand eight hundred and seventy-eight, and the Local Government Board shall make such provision 25 as may seem to them necessary for any change of the date of the accounts and audit of the accounts of any local authority which may be rendered necessary by the provisions of this Act, so as to cause as little inconvenience as possible to the local authority.

Adoption by town council of audit provisions of 38 & 29 Vict. c. 55. 5. Whereas by section two hundred and forty-seven of the 30 Public Health Act, 1875, it is provided that where an urban authority are not the council of a borough the regulations therein contained with respect to audit shall be observed, and it is expedient to authorise the council of a borough to adopt the said regulations. Be it therefore enacted as follows: 35

Where the council of a borough at a meeting of which special notice has been given, resolve to adopt the regulations with respect to audit of section two hundred and forty-seven of the Public Health Act, 1875, they shall cause notice of such resolution to be published in the London Gazette, and otherwise as the 40 council think expedient for making the same known in the borough, and after such publication in the London Gazette section two

hundred and forty-seven of the Public Health Act, 1875, shall apply to the audit and examination of the accounts of the receipts and expenditure of such council, whether under the Public Health Act, 1875, or otherwise, to the exclusion of any other audit; and
5 it shall not be necessary to hold any other audit, or elect or appoint any other auditors.

A.D. 1877.

A copy of the London Gazette purporting to contain the resolution to adopt the said regulations shall be evidence of such resolution.

“Special notice” means a notice stating the intention to propose
10 the adoption of the said regulations with respect to audit, and given not less than *seven days* before the meeting, to every member of the council, either by delivery thereof personally to him, or by leaving the same at his usual place of abode, or at the premises in respect of which he is enrolled a burgess, or is
15 qualified to serve as councillor.

6. This Act may be cited as the Local Taxation Returns Act, Short title.
1877.

The Act of the session of the twenty-third and twenty-fourth years of the reign of Her present Majesty, chapter fifty-one, intituled
20 “An Act to provide for an annual return of rates, taxes, tolls, and “dues levied for local purposes in England,” may be cited as the Local Taxation Returns Act, 1860, and that Act and this Act may be cited as the Local Taxation Returns Acts, 1860 and 1877.

Local Taxation Returns.

A

B I L L

To amend the Law with respect to the Annual Returns of Local Taxation in England, and for other purposes relating to such Taxation.

*(Prepared and brought in by
Mr. Selater-Booth and Mr. Salt.)*

*Ordered, by The House of Commons, to be Printed,
25 June 1877.*

[Bill 220.]

Under 1 oz.

Locomotives on Common Roads Bill.

ARRANGEMENT OF CLAUSES.

Clauses.

1. Repeal of former Acts.
 2. Regulations for use of locomotives on common roads.
 3. Limit of rate of speed.
 4. Use of locomotives in ploughing near public roads.
 5. Tolls on locomotives.
 6. Tolls not to be levied contrary to this Act.
 7. Owner's name, &c. to be affixed.
 8. Construction of wheels.
 9. Local authorities may make regulations.
 10. Appeal to a Secretary of State.
 11. Protection of bridges.
 12. Damage to bridges, &c. to be made good.
 13. Powers of county surveyor of roads in Ireland.
 14. Provision with respect to smoke.
 15. Recovery of penalties.
 16. Application of other Acts.
 17. Saving.
 18. Act not to authorise nuisance, &c.
 19. Short title.
-

A
B I L L

FOR

Regulating the use of Locomotives on Common Roads, and A.D. 1877.
for consolidating the various Statutes relating thereto.

WHEREAS by the Locomotives Acts, 1861 and 1865, certain provisions were made for regulating the use of locomotives on turnpike and other roads, and the use of such locomotives has been greatly extended :

5 And whereas the experience gained in the working of these locomotives has so far enabled their construction to be modified so that they can be used without detriment either to the roads or to the other traffic :

And whereas certain of the provisions in the said Acts having
10 reference to locomotives of a kind now obsolete are so applied as almost to prohibit the use of all locomotives on common roads, contrary to the intention of said Acts :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and
15 Temporal, and Commons, in this present Parliament assembled, and by the authority of the same :

1. From and after the passing of this Act the Locomotives Acts, 1861 and 1865, and so much of any other Act as relates to the use of locomotives on common roads, shall be repealed. Repeal of former Acts.

20 2. Every locomotive propelled by steam or any other than animal power on any turnpike road or public highway shall be worked according to the following rules and regulations ; namely, Regulations for use of locomotives on common roads.

First. At least three persons shall be employed to drive or conduct such locomotive ; and if more than *three* waggons or
25 carriages be attached thereto, an additional person shall be employed, who shall take charge of such waggons or carriages.

Secondly. One of such persons, while any locomotive is in motion, shall wear a red band round his hat, with the words "Loco-

[Bill 22.]

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A.D. 1877.

motive Attendant" in white letters thereon, and shall attend such locomotive on foot, and shall warn the riders and drivers of horses of the approach of such locomotive, and shall signal the driver thereof when it shall be necessary to stop, and shall assist horses and carriages drawn by horses passing the same, 5 and shall, so far as practicable, taking into account the nature of such duties, precede such locomotive on foot by not less than sixty yards.

Thirdly. The drivers of such locomotives shall give as much space as possible for the passing of other traffic. 10

Fourthly. The steam shall not be allowed to attain such a pressure as to blow off at the safety valve, nor shall the whistle of such locomotive be sounded for any purpose whatever, nor shall the cylinder taps be opened within sight of any person riding, driving, leading, or in charge of a horse upon 15 the road.

Fifthly. Every such locomotive shall be instantly stopped on the person preceding the same, or any other person with a horse or carriage drawn by a horse, putting up his hand as a signal to require such locomotive to be stopped. 20

Sixthly. Any person in charge of such locomotive shall provide two efficient lights, to be affixed conspicuously, one at each side on the front of the same, between the hours of one hour after sunset and one hour before sunrise.

In the event of a non-compliance with any of the provisions of 25 this section, the owner of the locomotive shall, on summary conviction thereof before two justices, be liable to a penalty not exceeding *five pounds*, but it shall be lawful for such owner on proving that he has incurred such penalty by reason of the negligence or wilful default of any person in charge of or in 30 attendance on such locomotive to recover summarily from such person the whole or any part of the penalty he may have incurred as owner.

Limit of rate
of speed.

3. Subject and without prejudice to the regulations herein-after authorised to be made by local authorities, it shall not be lawful 35 to drive any such locomotive along any turnpike road or public highway at a greater speed than four miles an hour, or through any city, town, or village at a greater speed than two miles an hour, and any person acting contrary thereto shall for every such offence, on summary conviction thereof, forfeit any sum not 40 exceeding *five pounds*.

Use of loco-
motives in
ploughing

4. Any provision in any Act contained prohibiting, under penalty, the erection and use of any steam engine, gin, or other like

machine, or any machinery attached thereto, within the distance of twenty-five yards from any part of any turnpike road, highway, carriage-way, or cart-way, unless such steam engine, gin, or other like engine or machinery be within some house or other building, or behind some wall, fence, or screen sufficient to conceal or screen the same from such turnpike road, highway, carriage-way, or cart-way, shall not extend to prohibit the use of any locomotive steam engine for the purpose of ploughing within such distance of any such turnpike road, highway, carriage-way, or cart-way, provided a person shall be stationed in the road and employed to signal the driver when it shall be necessary to stop, and to assist horses and carriages drawn by horses passing the same, and provided the driver of the engine do stop in proper time.

A.D. 1877.

near public roads.

5. From and after the passing of this Act, all trustees, corporations, commissioners, and other persons acting under and in execution of any existing general or local Turnpike Road Act or Public Bridge Act, shall demand and take tolls, not exceeding the tolls following; that is to say,

Tolls on locomotives.

For every locomotive propelled by power, containing within itself the machinery for its own propulsion, such a toll for every two tons weight or fractional part of every two tons weight that such locomotive shall weigh as shall be equal to the toll or tolls by their respective Acts made payable for every horse drawing any waggon, wain, cart, or carriage with wheels of a width similar to those of such locomotive; or in the case of a toll by any such Act made payable being charged on the horse or horses drawing any such waggon, wain, cart, or carriage without reference to the width of the wheels thereof, then such a toll for every two tons or fractional part thereof that such locomotive shall weigh as shall be equal to one horse drawing such waggon, wain, cart, or carriage, which tolls respectively shall be payable so often as tolls made payable as aforesaid for such waggon, wain, cart, or carriage shall be payable at the same gate: Provided always, that if the wheels of such locomotive shall rest upon any shoe or other bearing the surface of which shall bear upon the ground so as to prevent the wheels coming in contact therewith, such and the same tolls only shall be demanded and payable as if the wheels thereof were of a width similar to such shoe or bearing:

For every waggon, wain, cart, or carriage drawn or propelled by a locomotive, for each pair of wheels thereof such a toll as shall

[22.]

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A.D. 1877.

not exceed the tolls by their respective Acts made payable for two horses drawing any waggon, wain, cart, or carriage with wheels of a similar width, and for every additional wheel thereof one half toll in addition to the said toll; or in the case of a toll by any such Act made payable being charged on the 5 horse or horses drawing any such waggon, wain, cart, or carriage without reference to the width of the wheels thereof, then such a toll for each wheel as shall be equal to one horse drawing such waggon, wain, cart, or carriage, which said toll or tolls shall be payable so often as the toll made payable as 10 aforesaid for such waggon, wain, cart, or carriage drawn by horses shall be payable at the same gate: Provided always, that in every case where the wheels of any waggon, wain, cart, or carriage shall not be cylindrical as described in the Act of the 3rd year of George the 4th, chapter 126, section 9, the 15 toll payable in respect thereof shall be *one half* more.

Tolls not to be levied contrary to this Act.

6. All clauses and provisions in any local or general Turnpike Road Act or Public Bridge Act, or other local Act, authorising tolls to be demanded or taken upon locomotives or carriages drawn by steam or any other than animal power different to the tolls herein 20 provided for shall, so far as the same relate to such tolls, or are otherwise inconsistent with this Act, be and the same are hereby repealed: Provided always, that this enactment shall not be deemed or construed to extend to any tolls authorised to be taken in respect of any private roads or private bridges, or to the roads 25 comprised in "The Commercial Roads Continuation Act, 1849."

Owner's name, &c. to be affixed.

7. The name and residence of the owner of every locomotive shall be affixed thereto in a conspicuous manner, together with its weight in working order; if it is not so affixed, or if it is fraudulently affixed, the owner shall, on summary conviction, be liable to a 30 penalty not exceeding *ten pounds*.

Construction of wheels.

8. No locomotive shall be used on common roads the wheels of which are so constructed as to tear up or injure the said roads, or so as to cause more damage to such road than would be caused by the same engine if drawn by horses and not self-propelling; and 35 the owner of any locomotive so injuring roads shall for each offence be liable to a penalty not exceeding *five pounds*.

Local authorities may make regulations.

9. The following local authorities; (that is to say,)

1st. In the City of London and Liberties thereof, the Court of the Lord Mayor and Aldermen;

40

2nd. In the metropolis, as defined by the Act of the session of the 18th and 19th years of Her present Majesty,

chapter 120 (except the City of London), the Metropolitan Board of Works; A.D. 1877.

3rd. In any borough in England, the population of which shall have exceeded five thousand at the last Census, the Council of the Borough;

4th. In any borough or town in England, the population of which shall have exceeded five thousand at the last Census, not within the jurisdiction of a council, but within the jurisdiction of any trustees or improvement commissioners appointed under any Public or Private Act of Parliament, the trustees or commissioners;

5th. In any borough or town in Scotland, the population of which shall have exceeded ten thousand at the last Census, within the jurisdiction of a town council, the town council; and in any such town in Scotland not within the jurisdiction of a town council, but subject to the jurisdiction of police commissioners, or of trustees exercising under any Public or Private Act of Parliament the functions of police commissioners, the police commissioners, or where there are no police commissioners then the trustees;

may make orders as to the hours during which (and as to the speed, not in any case to exceed two miles an hour, at which) locomotives are to pass through the city or place subject to their respective jurisdictions, and any person in charge of a locomotive acting contrary to such regulations shall, on summary conviction, be liable to a penalty not exceeding *five pounds*. Every order made in pursuance of this section shall be reduced into writing, and shall have affixed thereto the common seal of the local authority where they have a common seal, and shall be signed by the members of the local authority or any two of them where they have not a common seal. A copy of such order shall be affixed to some public place within the jurisdiction of the local authority, and advertised in some newspaper circulating within the jurisdiction of the local authority, and the production of a newspaper containing such advertisement shall be evidence of the copy having been advertised in pursuance of this Act.

10. Provided that in case any of the before-mentioned authorities make regulations for the working of such locomotives as cannot be carried out, or which shall unduly interfere with their working, any owner or owners of locomotives affected by such regulations may appeal to one of Her Majesty's Principal Secre-

Appeal to a
Secretary of
State.

A.D. 1876. **taries of State, who may allow or disallow such regulations, or any part thereof, with or without any conditions or modifications.**

Protection
of bridges.

11. It shall not be lawful for the owner or driver of any locomotive to drive it over any suspension bridge, nor over 5 any bridge on which a conspicuous notice has been placed by the authority of the surveyor or persons liable to the repair or having the control of the bridge that the bridge is insufficient to carry weights beyond the ordinary traffic of the district, without previously obtaining the consent of the surveyor of the road or bridge- 10 master under whose charge such bridge shall be for the time being, or of the persons liable to the repair of such bridge; and in case such owner of the locomotive and surveyor of the road or bridge or bridge-master differ in opinion as to the sufficiency of any bridge to sustain the transit of the locomotive, then the question shall be 15 determined by an officer to be appointed on the application of either party by one of Her Majesty's Principal Secretaries of State, whose certificate of sufficiency of such bridge shall entitle the owner of the locomotive to take the same over such bridge.

Damage to
bridges, &c.
to be made
good.

12. Where any turnpike or other roads upon which locomotives 20 are or hereafter may be used, pass or are or shall be carried over or across any stream or watercourse, navigable river, canal, or railway by means of any bridge or arch (whether stationary or moveable), and such bridge or arch, or any of the walls, buttresses, or supports thereof, shall be damaged by reason of any 25 locomotive, or any waggon or carriage drawn or propelled by or together with a locomotive, passing over the same or coming into contact therewith, none of the proprietors, undertakers, directors, conservators, trustees, commissioners, or other person interested in or having the charge of such navigable river, canal, or railway, or 30 the tolls thereof, or of such bridge or arch, shall be liable to repair or make good any damage so to be occasioned, or to make compensation to any person for any obstruction, interruption, or delay which may arise therefrom to the use of such bridge or arch, navigable river, canal, or railway, but every such damage shall 35 be forthwith repaired to the satisfaction of the proprietors, undertakers, directors, conservators, trustees, commissioners, or other persons as aforesaid respectively interested in or having the charge of such river, canal, or railway, or the tolls thereof, or of such bridge or arch, by and at the expense of the owner or owners, or 40 the person or persons having the charge of such locomotive at the

time of the happening of such damage; and all such owner and owners, person and persons, having the charge of such locomotive as aforesaid, shall also be liable both jointly and severally to reimburse and make good, as well to the proprietors, undertakers, 5 directors, conservators, trustees, commissioners, and other persons interested in or having the charge of any such navigable river, canal, or railway, or the tolls thereof, or of such bridge or arch, as to all persons navigating on or using, or who but for such obstruction, interruption, or delay would have navigated on or used the 10 same, all losses and expenses which they or any of them may sustain or incur by reason of any such obstruction, interruption, or delay, such losses and expenses to be recoverable by action at law, which action, in case of such proprietors, undertakers, directors, conservators, trustees, commissioners, or other persons 15 so interested as aforesaid, may be brought in the name or names of their agent or agents, clerk or clerks, for the time being, or by any person or persons legally authorised to act in their behalf.

A.D. 1877.

13. For the purposes of this Act the county surveyor of each 20 county in Ireland shall be deemed to be the conservator of all the roads in the county of which he is surveyor made or repaired by grand jury presentment, and it shall not be lawful to use any locomotive other than those specially authorised by this Act, on any such road in any county in Ireland without the consent in 25 writing of the county surveyor thereof, approved of by one or more justices sitting at petty sessions; and all compensation for damage done by any locomotive to any bridge, gullet, or arch, or any of the walls, buttresses, or supports thereof, on any such road in any county in Ireland, shall be recoverable in the name of the county 30 surveyor thereof, for and on behalf of the county, from the party liable to pay the same, such compensation, if not exceeding *ten pounds*, to be recovered in a summary way by summons at petty sessions, or if over *ten pounds*, to be recovered by process in the Civil Bill Court.

Powers of county surveyor of roads in Ireland.

35 14. Every locomotive working on common roads shall, so far as practicable, be constructed to consume its own smoke, and any person using a locomotive not so constructed, and which shall emit smoke so as to be a public nuisance, shall, on summary conviction, be liable to a penalty not exceeding *two pounds*.

Provision with respect to smoke.

40 15. Every penalty imposed by the provisions of this Act shall in Ireland be recoverable before a justice or justices of the peace

Recovery of penalties.

A.D. 1877. — in petty sessions, subject and according to the provisions of “The Petty Sessions (Ireland) Act, 1851,” and any Act amending the same, and shall be applied according to the provisions of “The Fines (Ireland) Act, 1851,” and any Act amending the same.

Application
of other
Acts.

16. All the clauses and provisions of any general or local Acts 5 relating to turnpike roads or highways shall, so far as the same are not expressly altered or repealed by or are not inconsistent with the provisions of this Act, apply to all locomotives propelled by other than animal power, and to all waggons, wains, carts, and carriages of any other description drawn by such locomotive, and 10 the owners, drivers, and attendants thereof, in like manner as if drawn by animal power.

Saving.

17. Nothing in this Act contained shall repeal, alter, or in any way affect the provisions of the 41st section of “The Thames Embankment Act, 1862.”

15

Act not to
authorise
nuisance, &c.

18. Nothing in this Act contained shall authorise any person to use a locomotive which may be so constructed or used as to be a public nuisance at common law, and nothing herein contained shall affect the right of any person to recover damages in respect of an injury he may have sustained in consequence of the negligent or 20 improper use of a locomotive.

Short title.

19. This Act may be cited as “The Road Locomotive Act, 1877.”

Locomotives on Common Roads.

A

B I L L

For regulating the use of Locomotives on Common Roads, and for consolidating the various Statutes relating thereto.

*(Prepared and brought in by
Colonel Chaplin, Mr. Charles Praed, and
Mr. Samuelson.)*

*Ordered, by The House of Commons, to be Printed,
9 February 1877.*

[Bill 22.]

Under 2 oz.





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